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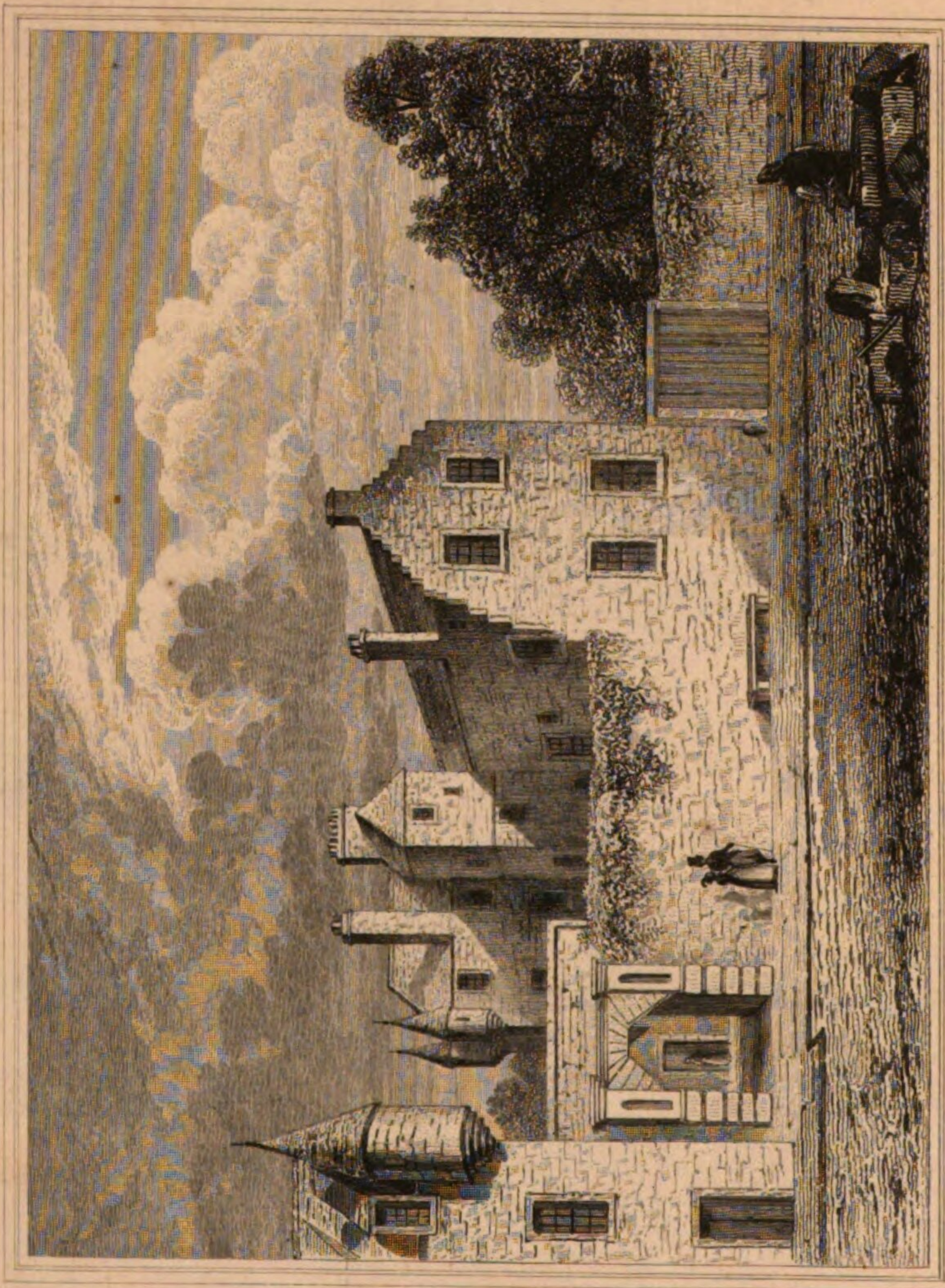
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GOWRY HOUSE.

ANCIENT
CRIMINAL TRIALS
IN SCOTLAND.

VOL. I. — PART I.

1488—1542.

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**ANCIENT
CRIMINAL TRIALS
IN SCOTLAND.**

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VOL. I.—PART I.

1488—1542.

ANCIENT
CRIMINAL TRIALS

IN SCOTLAND:
ANCIENT

CRIMINAL TRIALS
FROM THE ORIGINAL RECORDS AND MSS.
IN SCOTLAND.
WITH HISTORICAL ILLUSTRATIONS.

VOL. I. PART I.

1488-1542.

VOL. I.
PART FIRST

EDINBURGH:
PRINTED BY THE UNIVERSITY PRESS.
MDCCCXXIII.

**ANCIENT
CRIMINAL TRIALS
IN SCOTLAND;**

COMPILED
FROM THE ORIGINAL RECORDS AND MSS.,
WITH HISTORICAL ILLUSTRATIONS, &c.

BY

ROBERT PITCAIRN, ESQ.

**VOL. I.
PART FIRST.**

**EDINBURGH:
PRINTED FOR THE BANNATYNE CLUB.
M.DCCC.XXXIII.**

ANCIENT

CRIMINAL TRIALS

IN SCOTLAND

FROM THE ORIGINAL RECORDS AND MSS.

BY THE HISTORICAL COMMISSIONERS OF SCOTLAND



ROBERT HITCHCOCK, Esq.

VOL. I.

PART FIRST.

LONDON: PRINTED BY

JOHN WATTS, 15, N. BARKER STREET, LONDON, E.C.

1884.

TO
THE RIGHT HON. THE LORD JUSTICE-CLERK,
AND TO
THE HON. THE LORDS COMMISSIONERS
OF
THE HIGH COURT OF JUSTICIARY,
THIS FIRST VOLUME
OF
A COLLECTION
OF THE EARLIEST RECORDED PROCEEDINGS BEFORE
THE
SUPREME CRIMINAL TRIBUNAL OF SCOTLAND;
COMPILED
BY THEIR LORDSHIPS' PERMISSION, AND UNDER THEIR SANCTION,
IS MOST RESPECTFULLY DEDICATED,
BY
THEIR LORDSHIPS' OBLIGED AND FAITHFUL SERVANT,
THE EDITOR.

TO

THE RIGHT HON. THE LORD JUSTICE-CLERK,

AND TO

THE HON. THE LORDS COMMISSIONERS

OF

CRIMINAL TRIALS

THE FIRST VOLUME

IN SCOTLAND.

BY

WILLIAM

VOL. I.—PART II.

THE

1843-1844

PRINTED

BY THE LORDS OF THE SESSIONS, AND LADIES THEIR LADIES.

A NEW EDITION, WITH ADDITIONS.

BY

THE LORDS OF THE SESSIONS, AND LADIES THEIR LADIES.

THE EDITOR.



THE BANNATYNE CLUB.

M.DCCC.XXIX.

SIR WALTER SCOTT, BARONET,

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ALEXANDER THOMSON, ESQ.
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PATRICK FRASER TYTLER, ESQ.
ADAM URQUHART, ESQ.
RIGHT HON. SIR GEORGE WARRENDER, BART.
- 100 THE VENERABLE ARCHDEACON WRANGHAM.
-

AT A MEETING of the COMMITTEE of the BANNATYNE CLUB,
held 19th November, 1827 ;

SIR WALTER SCOTT, Baronet, in the Chair ;

“ SPECIMENS of an intended publication of Criminal Trials, in the Court of Justiciary, selected from the Books of Adjournal and other early Records, by Robert Pitcairn, Esquire, one of the Members of the Club, were, by desire, submitted to the Meeting. It being conceived, that a work of this nature would form a valuable accession to the Legal Antiquities of Scotland, and throw considerable light on the manners and opinions of the age to which they relate ; and that this laborious and expensive undertaking was highly deserving of encouragement and support ; the Committee, upon the recommendation of the President,

“ RESOLVED, That One Hundred Copies of the Work be subscribed for, in the name of the Bannatyne Club ; the expense to be defrayed out of the General Fund : And that these Copies be printed on the paper made for the Publications of the Club.”

Extracted from the Minutes.

DAVID LAING, *Secretary.*

At a Meeting of the Committee of the Bank, 17th June 1887.

Held 18th November 1887.

Sir Walter Scott, President in the Chair.

Statement of an intended publication of Colonial Trade, in the form of a directory, selected from the Bank of Australia and other early Records by Robert F. Scott, Esq., one of the Members of the Club, was by ballot submitted to the Meeting. It being carried, that a work of this nature would form a valuable addition to the paper Antiquities of Scotland, and that the Club should be invited to contribute to the work, and that the Club should be invited to contribute to the work, and that the Club should be invited to contribute to the work.

Resolved, That One Hundred Copies of the Work be submitted for the name of the Bankers Club; the expense to be defrayed out of the General Fund; and that the Club be invited to contribute to the work for the publication of the Club.

Wm. Dalziel, Secretary.

THE BANNATYNE CLUB.

M.DCCC XXXIII.

THOMAS THOMSON, ESQ.

[PRESIDENT.]

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RIGHT HON. WILLIAM ADAM, LORD CHIEF COMMISSIONER OF THE JURY COURT.

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- 100 THE VEN. ARCHDEACON WRANGHAM.

PREFACE.

THE EDITOR has at length the satisfaction of having brought the present Collection of the earliest Criminal Proceedings in Scotland, of which authentic memorials are now preserved, to a conclusion. This task has occupied several years of laborious exertion, which, it must be admitted, has been severer than might at first have been anticipated; but, when the difficulties he had to grapple with, and the repulsive materials from which these volumes have been compiled, are candidly considered, it will readily be allowed that the undertaking required no ordinary exertion of application and perseverance.

It has all along been the Editor's anxious study to furnish the Public with a copious selection from these ancient Records, (the earliest, perhaps, as well as the most remarkable, in this department, of which any country in Europe can now boast,) in a scrupulously faithful and accurate manner, without using even the slightest liberty with the phraseology or structure of the original text. His editorial labours, therefore, have been confined chiefly to the selection of the most remarkable Cases, and the addition of such collateral historical

and antiquarian illustrations as the nature of the subject seemed to demand, or his more important professional exertions, which, during the whole of this period, also happen to have been of a severe and laborious description, allowed him to make.

The present work was first suggested by the late lamented SIR WALTER SCOTT, whose attachment to the early history, literature, and antiquities of his native country are so universally known and appreciated, that his name may now be said to be indissolubly identified with them. The idea and plan of such a work as the present had, many years ago, occurred to that truly great man; and, at one period, he had himself contemplated the publication of the most remarkable of the ancient Criminal Cases of Scotland, combining the facts of each with all the correlative circumstances, worked up into a popular and narrative form. From this undertaking, however, he was diverted by his numerous avocations and literary engagements, but chiefly from the consideration that many years must necessarily have been consumed in acquiring all the requisite stock of materials and information, before he could commence the composition of such a work. Both previous to, and shortly after the institution of his favourite literary Association, the BANNATYNE CLUB, he encouraged the Editor to attempt the publication of the present Collection; but, being diffident of his adequacy to so important and extensive an undertaking as had at first been contemplated by SIR WALTER SCOTT, it was proposed by the Editor that he should, in the first place, carefully investigate the Records and MSS. belonging to the Court, and make pretty extensive Selections from the earlier portion of the reign of King James VI., in the

manner that appeared to him likely to be the most accurate, and, at the same time, the most practically useful.

These Selections were accordingly made and subjected to the critical examination of Sir Walter Scott and of Thomas Thomson, Esq., Deputy Clerk Register of Scotland, now his successor as President of the Bannatyne Club, together with the outlines of the plan which seemed to be best calculated to make the proposed Collection as useful as possible, as a work of reference. With a few modifications, these learned individuals concurred in advising the publication of the work, in the form in which it is now found. The patronage of THE LORD JUSTICE-CLERK and the Lords Commissioners of the High Court of Justiciary, THE LORD PRESIDENT of the Court of Session, THE LORD CHIEF COMMISSIONER of the Jury Court, BARON HUME, and many other eminent individuals, whose names rank highest in the profession of the Law, as well as in the literature of this country, was liberally and readily granted in furtherance of the work.

The BANNATYNE and MAITLAND CLUBS, also, and many other literary and Antiquarian friends, having subscribed to the projected publication, the Editor felt that he could not, in gratitude, any longer decline undertaking the remaining risk and responsibility, great though they, from the outset, appeared to him to be. It was clear to all, however, that no adequate compensation could reasonably be expected for the expenditure of time and labour, and the large pecuniary advances which must necessarily be involved in the undertaking of so very extensive an engagement, unless many of the members of the principal Legal Bodies should come forward in support of the Editor,

after the publication of the preliminary Parts of his projected work. This hope, unfortunately, has not hitherto been realized.

These explanations appear to the Editor to be in some measure called for, in consequence of his having been frequently and freely censured by many of his friends, as if he had rashly and unadvisedly incurred so very heavy a responsibility, and as if he had wilfully sacrificed so many years to intense application on pursuits so little likely to yield a corresponding return for the labour and expense bestowed. Without farther intruding on the reader's patience these personal concerns, he trusts he has shown satisfactorily, that he had the best grounds for expecting a more favourable result. In the face of at least the extreme probability of suffering considerable pecuniary loss, after the time when the first two or three Parts were published, he is conscious that he has in no wise shrunk from the fulfilment of any part of the obligations under which he conceived and felt himself to lie towards those who so liberally and disinterestedly came forward to support the present work, but has steadfastly brought it to a termination, under circumstances of considerable difficulty and discouragement.

It belongs to his subscribers and to the public to judge in what manner he has succeeded in redeeming his pledge, in faithfully laying before them these remarkable relics; and whatever disappointment he may unintentionally have occasioned, in the discharge of his difficult task as an impartial Editor, it will, he trusts, be imputed to no lack of zeal or industry on his part. In the course of any voluminous work of a historical or antiquarian cast, and especially one of the nature of the present, which embraces so wide and va-

ried a range, it must naturally be expected that an Editor, notwithstanding the exercise of the utmost care and vigilance, must, in many instances, fall short in affording satisfactory elucidations of obscure historical events, local or provincial occurrences, and other incidents of a minute description, of long forgotten superstitions, and similar vestiges of former ages. The reader's indulgence is requested in all such instances. Even those whose previous studies and habits have not rendered the difficulty of conducting investigations of this description quite familiar, will, on reflection, perceive, that much patient industry must be exercised in ascertaining and settling even one solitary fact, or a single obscure or controverted point.

The grave nature of a work conducted on the plan of the present, it may be farther noticed, entirely precluded the possibility of reducing any portion of it into a "popular" form, so as in any manner to compete, in point of interest, with works of fiction, or the lighter and more fascinating literature of the day. Such a work may indeed still be considered as a *desideratum*; but, in the Editor's humble opinion, it would require to be executed by a master-mind, such as his who suggested this publication. The merit of a Collection on the present plan appears to be, that the reader should be presented with all the facts, circumstances, and details, in the graphic and masculine language of the times when they actually occurred. All the requisite materials are thus afforded for arriving at a sound opinion as to the real complexion and merits of the case—and it only remains farther for an Editor to put the reader in possession of such contemporaneous documents and State Papers, &c., from authentic sources, as may tend to throw additional light on the original, though frequently

obscure and quaint, Record. Prefatory notices to the various remarkable Trials, and copious explanatory foot-notes, were likewise found to be necessary to aid the modern reader towards the better understanding of these Records ; which, being expressed in the vernacular and now almost forgotten Scottish of centuries long gone by, evidently appeared to stand in need of occasional glosses.

It is, perhaps, hardly to be expected that the circulation of a work so quaint and antiquated as the present should be general or widely extended. The language alone is apt to deter many from patiently gleaning views of the state of society and manners of these periods, which are very imperfectly known or understood ; indeed to many they are only familiar through the medium of works of fiction and romance. But to the lawyer, the historian, the antiquary, and the genealogist, especially, this compilation will be found to be of considerable practical utility, as it abounds with ample materials for the prosecution of their favourite studies ; while, at the same time, the more general reader will at every turn meet with varied portraiture of national manners, customs, and the superstitions of bygone ages, which might in vain be searched for elsewhere.

The reader will find in the Appendices to the several reigns, and also scattered over the whole Collection, valuable Selections from the various PUBLIC RECORDS, and especially from those of the Privy Council, Great Seal, Privy Seal, Lord High Treasurer's Accounts, &c., in which are contained very important historical materials. The Editor has also deemed it proper to present a considerable body of State Papers, Original Letters, and similar illustrative documents,

procured from various sources, which, as will be observed, have uniformly been specified.

It would be as presumptuous, as it seems uncalled for, to attempt an historical account of the origin and progress of the Criminal Tribunals of Scotland. These have already been so fully and satisfactorily treated of by Baron Hume and by the other Institutional writers, that any attempt to offer new or additional remarks were equally vain and fruitless.

On the suggestion of several friends, the binder has been directed to preserve the annexed NOTICES, which were originally prefixed to the various Parts of this work, for the purpose of exhibiting the order and manner of publication, as well as to account for the anomaly of postponing the printing of those Criminal proceedings which occurred during the earlier reigns of King James IV. and V., and Mary Queen of Scots, till the conclusion of the series.

To render consultation of the work as easy as possible by readers of every class, a very copious GENERAL INDEX has been constructed with great care and labour, and at a considerable additional expense.

GENERAL REGISTER HOUSE,

25th March, 1833.

presented from various sources, which as will be observed, have not
been specified.

It would be as presumptuous as it seems unbecoming to attempt
an historical account of the origin and progress of the Criminal Tri-
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which occurred during the early reigns of King James IV. and V.
and Mary Queen of Scots, all the conclusion of the series.

To render consultation of the work as easy as possible by readers
of every class a very copious & varied Index has been constructed
with great care and labour, and at a considerable additional expense.

General Register House,
22nd Nov. 1827.

PROSPECTUS

OF

A COLLECTION OF ANCIENT CRIMINAL TRIALS,

SELECTED FROM THE BOOKS OF ADJOURNAL OF THE HIGH COURT OF JUSTICIARY OF SCOTLAND,
AND OTHER ORIGINAL RECORDS ;

BY

ROBERT PITCAIRN,

WRITER TO HIS MAJESTY'S SIGNET, F.S.A. SCOT., AND HON. F.S.A. PERTH, &c.

THE importance of the RECORDS of the HIGH COURT OF JUSTICIARY IN SCOTLAND has hitherto been very little known, excepting to the comparatively few, who have made the investigation of the Legal Antiquities of Scotland a peculiar study. The difficulty experienced in deciphering these Ancient Registers, (which are scattered over a voluminous collection of Court Books, &c., and are nearly unintelligible to a great proportion even of those educated to the profession of the Law,) and the great labour and time to be expended in examining and selecting such portions as may be useful in practice to the Lawyer, or interesting to the lovers of History, Genealogy, and Antiquities, &c. as well as for the more popular purpose of general information and entertainment; have hitherto prevented any attempt at a regularly Chronological Series of our Ancient Criminal Trials and procedure.

The only portion of these valuable Records known to the public, has been imperfectly exhibited, in Collections of ABRIDGED CASES, by Mr Arnot, and Mr Maclaurin; and from occasional notices contained in our Institutional Writers. Mr Arnot's Abridgement of a few remarkable Cases, was professedly prepared by him to illustrate some of the more prominent features in the history, manners, customs, and superstitions of the people of Scotland; and not to exhibit an accurate or satisfactory digest of those interesting and important remains, as they are to be found in the Records. However entertaining and instructive Arnot's Compilation may be, in other respects, it gives only a partial, and, in many instances, far from a faithful transcript, even of the Trials of which he has presented a brief outline; and it may be safely said, that all have received a high colouring from his peculiar notions, both in politics and religion. Mr Maclaurin's Arguments and Decisions, on the other hand, were collected, with a view 'to the advancement of jurisprudence, and (to) be useful also to many gentlemen not bred to the law, who are called upon, by the constitution, to serve as jurymen.' Owing to the nature of his plan,

he has noticed only fifteen cases which had occurred before the commencement of the eighteenth century.

The present Editor has been induced to undertake a Collection upon a more regular plan, and on a more extended scale, than have hitherto been attempted; and in this he is encouraged by the liberal sanction and countenance of the Right Honourable the LORD JUSTICE CLERK and of the LORDS COMMISSIONERS OF THE HIGH COURT OF JUSTICIARY, who have granted free access to all Books and Papers of the Court which it may be necessary to consult. He has also been honoured by the countenance of the Right Honourable the Lord President of the Court of Session, Baron Hume, the Keeper and Commissioners of the Society of Writers to his Majesty's Signet; and likewise of Sir Walter Scott, Baronet, the President, and Thomas Thomson, Esquire, Deputy-Clerk Register of Scotland, Vice-President of THE BANNATYNE CLUB (who, indeed, originally suggested the idea and plan of this work); by the support of the Members of that Club, of the Members of THE MAITLAND CLUB, recently formed in Glasgow for similar purposes, as well as of many whose names rank high in the profession of the Law, and in the literature of the country.

The earliest portion of the ANCIENT CRIMINAL RECORDS OF SCOTLAND now extant, commences so far back as 7th Nov. 1493, in the sixth year of the reign of KING JAMES IV.; and although at that remote period, and during the subsequent reigns of KING JAMES V. and QUEEN MARY, the memorials to be obtained are unfortunately brief, yet notices do frequently occur, both highly characteristic of the state of society, and illustrative of the history, jurisprudence, literature, institutions, language, manners, customs, and superstitions of those periods.

In the meantime, it has been arranged, that the Part to be first published, shall consist of a portion of the many interesting and important proceedings and Trials which occurred during the reign of KING JAMES VI.; and, after that Volume is concluded, Selections from the earlier portion of the Record will next be printed. By adopting this order of publication, an opportunity will be afforded, for more minutely investigating and illustrating the most ancient volumes of the Record; and, if the Collection be favourably received, and other circumstances permit, it is in contemplation to extend it to the commencement of the last Reign. Copious INDICES, Tables of the Justiciars of Scotland, a Glossary of obscure Law terms, and an Appendix containing illustrations, selected from the Records of Privy Council, the Privy Seal, and the Treasurer's Books of Scotland, and from other original documents, will accompany or be interspersed with the Collection.

It is proposed, that this work shall be published in Parts, consisting of not less than the third part of a Volume each, as speedily as may be consistent with strict accuracy, and with the Editor's professional engagements. The impression, which is to be limited, will be executed by Messrs BALLANTYNE & Company, in their best manner, from a new fount of types, upon paper manufactured expressly for the use of this work, by Messrs Dickinson & Company of London.

THE FIRST PART will be ready for delivery to Subscribers, early in the month of May next. Such progress has been made by the Editor in arranging the materials collected by him during a period of several years, that the remaining Parts will be published at regular intervals, until the Collection is completed.

The price of each Part, which shall contain two hundred pages of letter-press, not to exceed Fifteen shillings to Subscribers.

SUBSCRIPTIONS will be received by the Publishers, WILLIAM TAIT, 78, Prince's Street, and JOHN STEVENSON, 87, Prince's Street, to either of whom, or any of the Booksellers in Edinburgh, London, and Dublin, and in the principal towns throughout the United Kingdom, the names of Subscribers are requested to be forwarded, as early as convenient, so as to regulate the extent of the impression.

GENERAL REGISTER HOUSE,
31st March, 1829.

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IN PRESENTING to the Public THE FIRST PART of the ensuing Collection of Criminal Trials, the Editor begs leave to acknowledge, with gratitude, the distinguished encouragement with which he has been honoured, from the first outset of the work, and without which he could not have persevered in so laborious a task, with any degree of satisfaction or confidence.

The compilation of this work was projected for the purpose of giving publicity to the most important portions of the Ancient Records of the Supreme Criminal Tribunal of Scotland, and of placing beyond the risk of destruction, the most interesting of the *Causes Celebres* of that Court; materials of great value alike to the historian and the lawyer, and possessing no ordinary attractions for almost every class of readers. It therefore becomes necessary that all such Selections be exhibited with scrupulous accuracy and fidelity, which alone can stamp authenticity and value on any publication of this description.

To account for the apparent meagreness of the Part now published, it may be stated, that many of the public Records of Scotland during the minority of King James VI. are imperfect, and have perhaps been wilfully destroyed; for, besides the disturbed state of the country, and other obvious causes, which might satisfactorily account for the loss of volumes of Registers, there is but too good reason to conjecture, that portions of the National Records were, in some instances, purposely suppressed by one or other of the prevailing factions. This circumstance has induced the Editor to be more copious in his extracts than he would otherwise have been; as every gleaning may elucidate some historical point, or illustrate some features of national character, customs and manners, hitherto but imperfectly known.

At this period, the original 'Books of Adjournal,' properly so called, must have been carelessly kept; and the Clerk has recorded the proceedings of the Court in a very brief and unsatisfactory manner. In many instances, the 'Minute Books' alone have been preserved, from which the proper Record of the Court was usually framed, aided by the 'Dittays,' evidence of witnesses, and other productions. To the Editor it therefore seemed imperative to preserve all notices of any importance, even though they should be brief. The subsequent portions of the Record are much more perfect, and they greatly increase in interest as it advances.

With regard to the antiquity of the language, which must at first sight prove somewhat embarrassing, it may be remarked, that after the accession of King James VI. to the English Crown, it gradually assimilates itself to the dialect then used in England. In no case has the ancient orthography been altered, with the exception of the contractions, the retaining of which would have been useless, as well as extremely perplexing to a general reader.

The earliest existing Record of Justiciary, during the minority of King James VI., is preceded by this curious memorandum: '*Nota.* Fra the hinderend of Auguft, 1568, to the fecund day of Marche, in the famin yeir, na Dyettis of Juf-ticiarie haldin, be reffoun of the peft and Regentis being in Inglande.'

GENERAL REGISTER HOUSE,

1st May, 1829.

THE EDITOR has been enabled to offer to the Public, the SECOND PART of the Criminal Trials, which occurred before the High Court of Justiciary, during the Reign of King James VI., sooner than he had anticipated; and it is hoped, that this *Livraison* will prove greatly superior, in interest, to the Part already published, which embraces merely the earlier and more defective portion of the Records, in that King's minority.

After this time, the proceedings of the Supreme Criminal Tribunal of Scotland merely begin to assume a more regular form, and the Record to exhibit a pretty accurate abstract of the objections to the relevancy of the Indictments, and to mark many of the other peculiarities observable in the forms and pleadings before this Court.

It is proper to notice here, that it has been the settled plan of the present Collection, to give a scrupulously faithful view of the whole of the proceedings which took place in each of the Cases selected, in the precise form in which these occur in the Books of Adjournal; excepting in various minute particulars, indispensably necessary to be adopted, for the sake of unity and of more lucid arrangement. No modern 'Reports,' it is conceived, however accurately they might be framed, could convey, whether to the Lawyer or the general enquirer, so clearly and so forcibly, the many peculiarities which are connected with these ancient proceedings; and at the same time indicate the gradual steps, by which our present system and forms have been modelled. When these are very prolix or uninteresting, they shall no doubt be curtailed; but this shall be done with a

sparing hand, and in such a manner, as clearly to point out each of such departures from the Record.

Owing to an embarrassing *hiatus* in 'the Books of Adjournal,' arising through the loss of at least one large Volume of the Records of the Court of Justiciary, (from October 1591 to May 1596,) the Editor deemed it incumbent on him, to make pretty extensive researches into other Public Records of Scotland, of the same period. But, perhaps, in his anxiety to render this Collection as perfect as his opportunities and ability permit, he may have incurred the censure of some, whose pursuits do not usually lead them into such investigations. He trusts, however, that the space occupied by these illustrations of National History will not be grudged, and that the extracts he has made may be generally acceptable.

At the suggestion of some of his friends, the Editor has prepared, in illustration of this and the former Part, a Fac-simile plate, containing a few exact specimens of the MSS. from which the present Selections have been formed. Should these be generally considered as interesting, occasional Fac-similes of Royal Letters, &c. will be delivered, with each succeeding Fasciculus of this work.

GENERAL REGISTER HOUSE,

1st July, 1829.

SINCE the publication of the EIGHTH PART of this Collection, about the close of last year, the Editor has again carefully examined the entire Books and Papers of the High Court of Justiciary, from the earliest existing Criminal Records, in the reign of KING JAMES IV, down to the conclusion of the reign of MARY QUEEN OF SCOTS.

Although the first view of these documents presented a most discouraging aspect, the Editor deemed it to be an imperative duty, not only to scrutinize every vestige of information to be obtained from them, but to undertake a very extensive and laborious examination of all the contemporary Records and other ancient MSS. which might be expected to illustrate so interesting a portion of the public and domestic History of this country.

The meagreness and imperfection of the historical materials of this eventful period of eighty years, so far as they have hitherto been laid before the public, are universally acknowledged. Every attempt therefore, however feeble, which tends to throw additional light on the Annals of Scotland, during these three remarkable reigns, must be considered of more or less importance, according to the authenticity and genuineness of the sources from whence the information has been procured, and the fidelity with which it is communicated.

In the prosecution of this humble, though extremely laborious and responsible task, the reader will find that the Editor has strictly adhered to the plan which he originally proposed, by communicating the result of these researches in the precise form in which the various entries are made in the Public Records.

Owing to the importance of the additional historical materials which have been discovered by the Editor, in the prosecution of these minute researches, he found it to be impracticable, consistently with his duty to the public, to condense the whole of these three reigns within the narrow compass of one PART, without at the same time entirely suppressing a great mass of valuable matter. Had he rashly adopted such a resolution, the present Collection would have been extremely imperfect and unsatisfactory, at those very periods, where, chiefly, a store of authentic and indisputable facts, drawn from the Public Records of the country, still remained to be greatly desiderated.

The concluding portion of the TRIALS which occurred during the reign of KING JAMES V, and those of the eventful reign of MARY QUEEN OF SCOTS, together with historical APPENDICES, a copious INDEX, &c., will be contained in a SUPPLEMENTARY PART. As the work is in a state of forwardness at press, it is expected that the SUPPLEMENT will be ready for publication in the month of February next, which will close the present arduous undertaking.

GENERAL REGISTER HOUSE,
1st November, 1831.

CRIMINAL TRIALS
AND OTHER PROCEEDINGS BEFORE THE
HIGH COURT OF JUSTICIARY.

THE earliest Volumes of the Criminal Records of Scotland, now extant, are the two ancient MSS. still preserved in the Library of the Faculty of Advocates, Edinburgh. It is probable they had been acquired by the Curators of that excellent institution, by purchase, at the sale of some Collector of the last century, into whose possession they must have found their way by very improper means, at a period when such documents were considered of no importance.

Although these Volumes chiefly consist of the proceedings of the Justice-aires of Lauder, Jedburgh, Selkirk, Peebles, Edinburgh, Dumfries, Kirkcudbright, Air, and Wigton, yet as they abound in numerous particulars, highly illustrative of the history, manners, and habits of those portions of Scotland during the reign of KING JAMES IV, the Editor has considered it necessary to give at large every remarkable Case which occurs in them.

It may be noticed here, once for all, that the Books of Adjournal and Minute Books of the Supreme Criminal Tribunal of Scotland, as well as the Records of the Justice-aires, &c. at these remote periods, were kept in an obscure forensic Latin. This circumstance, added to the well-known difficulty of deciphering the ordinary MSS. of these centuries, and the fact of the Books now preserved being generally mere scrolls and *memoranda*, written with many contractions, and evidently during the hurry of the Court proceedings, have hitherto rendered the task of examining them, and presenting the public with the more important cases, a labour of a peculiarly irksome and repulsive kind. Fortunately, however, entries have in many instances been made in the forcible vernacular of the period, and original Warrants and Letters have also been recorded, or have been found, after diligent search, among the loose papers belonging to the Court. Many of these are alike curious as specimens of our language, and valuable as historical documents.

After deliberate consideration, it has been deemed proper, and most likely to be acceptable to the great bulk of readers, to give a close technical translation¹ of such portions of the Records as are conceived in Latin, excepting where very remarkable phrases or terms are made use of; but in all such cases the original expressions are given in foot-notes. In every instance, where the vernacular is employed, or where quotations are necessarily given, the same scrupulous fidelity has been observed as in the subsequent parts of this work.

IN Parlamento excellentissimi Principis ac domini nostri metuendissimi domini JACOBI IV Dei gracia Regis Scotorum Illustrissimi, tento et inchoato apud Edinburghe, die Lune sexto die mensis Octobris, anno domini 1488. Per Commissarios subscript. viz. COLINUM COMITEM de Ergile, Dominum Campbele et Lorne, Cancellarium Scocie; PATRICIUM DOMINUM HALIS, Magistrum Hospicij supremi domini nostri Regis; ROBERTUM DOMINUM LILE, Magnum Justiciarium Scocie; ALEXANDRUM HUME de eodem Magnum Camerarium Scocie; WILLELMUM KNOLLIS Preceptorem de Torfichin, Thesaurarium, militem, et multos alios Commissarios in hac parte.

**High Treason — Intercommuning with the English, &c. —
Fighting against the King at ‘the Field of Stirling.’**

[In consequence of the loss of the early Volumes of the Books of Adjournal, it becomes necessary, in order to render the present Collection as complete as possible, to investigate from other authentic sources the proceedings which took place immediately after the accession of KING JAMES IV. Fortunately the Records of Parliament, of the Great and Privy Seals, and the Books of the High Treasurer of Scotland, afford some notices of the steps which were taken against the partisans of the deceased KING JAMES III. These shall be given here at length; but as the leading circumstances connected with them must of course be minutely discussed in Mr TYTLER’S correct and impartial History of Scotland, it is only further necessary to lay before the reader such documents as do not fall within the plan of that learned gentleman’s truly valuable work.

JAMES STEWART first EARL OF BUCHAN, whose *sobriquet* was *Hearty* JAMES, was the brother uterine of KING JAMES II. He married Margaret, the heiress of Sir Alexander Ogilvy of Auchterhouse, by whom he got that barony and the heritable sheriffship of the county of Forfar. On the fall of Lord Boyd, in 1471, he was made Lord High Chamberlain of Scotland; and, in 1473, went as ambassador to France. He was made Warden of the East Marches on his return. Having participated in ‘the Field of Stirling,’ he became obnoxious to the vengeance of the successful party; but he had the good policy to submit and sue for his Majesty’s clemency, which he obtained, and was received into his favour. Although he was subsequently charged with having entered into a conspiracy with John Ramsay, Lord Bothwell, and Sir Thomas Tod, in 1491, to deliver his Prince into the hands of KING HENRY VIII, the circumstance is rather unlikely, for he was no party to the Inden-

¹ Proper names and untranslated words are uniformly given in the same form as in the Record.

ture.¹ It rather seems to have been a *ruse* on their part, to induce Henry to give credit to their plot, and to advance the money required by them. This nobleman died before Feb. 6, 1499-1500, when his son is styled Alexander Earl of Buchan.²

Owing to the historical importance of this and the following cases, they are given here in their original form, divested only of the usual contractions, which are extremely perplexing to an ordinary reader.]

Oct. 6.—Quo die, JACOBO COMITE BUCHANIE sepe vocato, per summonicionem regiam et tenorem eiusdem sub testimonio Magni Sigilli regii defuper directam ad respondend. dicto domino nostro Regi, in presenti Parlamento, super certis proditoriis actionibus in dicta summonicione contentis, et per tenorem eiusdem: Quo Jacobo Comite Buchanie, sic sepe vocat. et non comparente, dominj commissarij continuarunt dictam causam summonicionis ad craftinum, ad decimam horam cum continuacione dierum, in eadem forma et effectum ut nunc est, absque preiudicio parcium.³

Oct. 7.—Continuatur ad craftinum, ut supra.

[*Coram nobilibus Dominis COLINO COMITE DE ERGILE, Domino Campbele et Lorne, Cancellario Scocie, LAURENCIO DOMINO OLIPHANT, JOHANNES DOMINO DRUMMOND, ROBERTO DOMINO LILE, ANDREA DOMINO GRAY et JOHANNES DOMINO GLAMMIS, Commissionariis Parliamenti et Justiciariis, &c.*]

Oct. 8, (*die Mercurii*).—Continuatur ad craftinum, in eadem forma ut nunc est, absque preiudicio partium.

[*Per supremum dominum nostrum REGEM in propria persona.*]

Oct. 9, (*die Jovis*).—Quo die, JACOBUS COMES BUCHANIE cepit se ad Remissionem dominj nostri Regis ante dicti, pro proditorio aggressu in regnum Anglie Regi eiusdem: Ac pro proditoriis communicatione et laboracione cum prefato REGE ANGLIE, pro importacione certorum Anglicorum ad distructionem regni et ligiorum Scocie, et pro instigatione et causacione dicti Regis Anglie in propria persona cum suis armis et copia virorum in regnum Scocie aduenisse: Et pro proditoriis arte parte et consilio datis et exhibitis Andree Episcopo Morauien., Alexandro Domino Forbes, Johanni Domino Bothuile, Johanni Ros de Montgrenane, Johanni Murray de Tuchadam, Stephino Lokart de Cleghorne, et Jacobo Hommill sciffori, in Fabricacione commissionis et certorum Munimentorum Regi Anglie per Johannem Dominum Bothuile et Henricum Wyot Anglicanum delatorum, ad frangend. pacem et treugas per quondam patrem supremi dominj nostri Regis et Parlamentum et Regem Anglie unitas,

¹ See Notice prefixed to the Forfeiture of LORD BOTHWELL, Oct. 9, 1488. ² The following characteristic entry occurs in the High Treasurer's accounts:—1502-3, Feb. 17. 'Item to YE KING to put in pe caudil, at the heving of Erle of Buquhanis sone, xiiij s.' It is probable that the King had become god-father or sponsor for the child. ³ At the second diet THE KING is present in person, with a great concourse of Lords spiritual and temporal. See *Acta Parl.* II. 199, &c.

contra commune bonum et rem publicam, et perpetuam distructionem regni: Virtute cuius, guerra super vna parte regni erat proclamata, et diuersi ligei illius partis depauperati, depredati, occisi et infendium passi sunt: ET ad perpetuam subieccionem corone regni Scocie obediencie et ligeancie Regis Anglie: ET pro proditoriis arte et parte, consilio et assistencia datis et exhibitis dictis personis, in Fabricacione cuiusdam Commissionis, et eiusdem missione Comitj Northumbrie, et Domino Willelmo Tildar, Anglicano, militi, continen. quod ipsi virtute dicte Commissionis et potestatis consilio suo eis miss. et direct. Remissiones omnibus Scotis partem Anglicorum contra supremum dominum nostrum Regem et fideles ligeos suos capientibus: ET pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis, in missione et destinatione Johannis Domini Bothuile diuersis vicibus ad Regem Anglie, ad distructionem et perpetuam subieccionem Corone regni Scocie ligeancie et obediencie dicti Regis Anglie: ET pro proditoriis arte, parte, consilio et assistencia datis et exhibitis Johanni Rofs de Halkhede, militi, Johanni Rofs de Montgrenane, et Stephino Lokkart de Cleghorne, et Thome Fotheringham de Powre, in extraportacione dicti quondam patris supremi domini nostri Regis, cum armis et copiis virorum, apud Blaknes, pro distructione supremi domini nostri Regis et Dominorum eidem adheren. Attento quod dictus supremus dominus noster Rex eo tempore, prout omni alio, extitit paratus perimplere optulit per ipsum dicto domino nostro Regi, tunc Principi, missa, promissa et subscripcione eius manuali subscript. consilio eius fractis, proruptis et spretis; quamobrem Comites de Huntle, Erole, Marschell, et Dominus de Glammis eum dictum Jacobum et eius opinionem reliquerunt, et ad loca propria redderunt: ET pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis, in preparamento et araymento campi bellici contra dictum supremum dominum nostrum Regem, apud Blaknes, in quo nouiter appunctuatum extitit et pro complice prius promissorum, dictus Jacobus Comes Buchanie, Willelmus Dominus Rothuen, Thomas Fotheringhame de Powry, Willelmus Murray de Tulybardin dabantur fideiussores.

High Treason — Fighting against the King at ‘the Field of Stirling,’ &c.

[SIR JOHN RAMSAY, (of Balmain, Trarineane, &c.) LORD BOTHWELL, was the only one of the favourites of KING JAMES III who escaped being put to death at the fatal affair of Lauder, in July 1482, by clinging closely to the King's person, and leaping behind him on his horse. He had been repeatedly Ambassador to the Court of England; and ultimately fell a victim to his personal attachment to his sovereign. Immediately after his forfeiture, the whole of his estates were conferred on Patrick Lord Hales, who was a few days afterwards created Earl of Bothwell, Oct. 17, 1488. The forfeited Lord fled to England, where he appears to have occupied himself in planning a fatal scheme of revenge against KING JAMES IV; while he at the same time expected to obtain the favour of the English King, and again to rise to still more distinguished eminence.]

On April 16 and 17, 1491, INDENTURES were entered into between KING HENRY VII of England and 'JOHN LORD BOTHUELL and SIR THOMAS TOD, ('of Serefschaw,') knight, of the realm of Scotland, as well for and in name of theimselfe and als of dyvers other named in the said Indentures on the other partie,' declaring that 'the right honourable Lord JAMES ERLE OF BOUGHAN,¹ and the said Sir Thomas, shall take, bringe, and delyver into the said King of Englandis handes THE KING OF SCOTTIS now reyning, and his brother THE DUKE OF ROOS, or at the leste the said King of Scotland.' King Henry agreed to lend to the said Sir Thomas, as well for the Earl of Buchan as for himself, L.266, 13s. 4d. Sterling, to be repaid before Michaelmas next; and Sir Thomas to leave his son and heir in pledge, for the sure fulfilment of their engagements. This remarkable document was signed at Greenwich, Apr. 17, 1491.²—*Rymer's Fœdera*, XII. 440.

That infamous project, however, they were unable to perpetrate. Through the influence of King Henry, no doubt, and James's generous and forgiving disposition, he got leave to return to Scotland, where he was afterwards known as Sir John Ramsay of Trarincane. Even then, his perfidious spirit was not subdued by the lenity shown him; for Mr Pinkerton gives two Letters from him to HENRY VII,³ dated Sept. 8 and . . 1496, in which he subscribes himself 'Jhone L. Bothvalle,' giving a minute detail of the Scottish King's proceedings relative to Perkin Warbeck, &c. He acted the part of a spy to Henry VII, with so much cunning as to deceive the Scottish King and his Court; and on Apr. 18, 1497, he at length obtained a formal Remission and Letters of Rehabilitation, under the Great Seal.⁴ His title and estates, however, were never restored to him. Notwithstanding all this perfidy, he had the address to get Charters to a variety of lands in Forfarshire, Ayrshire, Wigton, and Kincardine; and on May 13, 1510, he had a Charter erecting them into a free Barony called Balmain. He died anno 1513.

There seems little else worthy of notice regarding this ungrateful courtier. The Summons of course gives a false colouring to the original facts, by representing all the transactions of the late King's adherents as Treason, whereas, it is obvious, that Treason was alone justly chargeable against the Prince and his followers.]

(Oct. 9.⁵)—Eodem die comparuit in judicio Carrik Signifer, vicecomes in hac parte, et presentavit quandam Summonicionem regiam sub testimonio Magni Sigilli regii sibi direct. super summonicione JOHANNIS DOMINI BOTHUILE coram prefato domino nostro Rege et tribus regni sui Statibus ibidem congregatis; cuius Summonicionis tenor sequitur et est talis.

Summonicio Forisfacture Johannis Domini Bothuile.

JACOBUS Dei gratia Rex Scotorum. Vicecomiti et balliuis suis de Lanark, necnon Lyone Regi Armorum, Rothiffay, Rosse, Snawdoune, Marchmond, Heraldis; Vnicorne, Ormonde, Carrik, Bute, Montrose, Signiferis; Hectori Meldrum, Willelmo Campbele, Clauigeris; Symoni Sperdour, Johanni Keyre, Donaldto Malynny, et Georgeo Schaw, Curforibus, et eorum cuilibet, coniunctim et diuifim, vicecomitibus nostris in hac parte, salutem. Mandamus vobis et precipimus quatenus summoneatis, legitime et peremptorie, coram testibus, JOHANNEM

¹ Buchan. See Notice to Oct. 6, 1488. ² A curious and interesting instance of James's piety and forgiving spirit may be seen from the *Lord High Treasurer's Books*:—Feb. 22, 1505-6. 'ITEM to YE KINGIS offerand to Sir Thomas Toddis faulis first mes (Mass) xliij f.' It is likely from this notice that Todd had only died recently before that date. ³ *Mus. Britt.* Vespasian, c. xvi. pp. 152 and 154. *Pinkerton's Hist.* II. 438, 442. ⁴ *Reg. Mag. Sig.* XIII. 218. See also same Record, XIII. 352, 353, 419, and XV. 200. ⁵ Continued from Oct. 8.

DOMINUM BOTHUILE, personaliter apprehensum, si eius prefenciam commodè habere poteritis, alioquin apud Castrum de Bothuile, et ad crucem fori burgi nostri de Lanark, per publicam proclamacionem, ita quod huius summonicio ad eius noticiam veresimiliter peruenire poterit ; quod compareat personaliter coram nobis in nostro proximo Parlamento, tenendo apud Edinburghe, die Mercurij, octauo die mensis Octobris proxime futuro, cum continuacione dierum, ad respondend. nobis, in prefato nostro Parlamento, pro proditoriis seductione et ductione quondam JACOBI (III) REGIS SCOTORUM, patris nostri defuncti, contra commune bonum rempublicam et Regni nostri, faciendo eum opprimere suos Prelatos, Barones, burghenses et ligeos, per communem vendicionem et empcionem Justicie, ad eorum finalem distructionem ; vigore cuius, mercatores alienigine, ad regnum nostrum aduenien. erant omnino distructi et depredati, sic quod nulli al(ieni?) pro refectione regni non audebant dictum regnum intrare : AC pro proditoriis arte, parte, consilio et assistencia datis et exhibitis JACOBO COMITI BUCHANIE, in proditoriis aggressu et passagio in regno Anglie : ET pro proditoriis comunicacione et laboracione cum prefato REGE ANGLIE, pro importacione certorum Anglicorum ad distructionem regni nostri et legiorum nostrorum : ET pro proditorie arte et parte cum dicta Comite Buchanie, in causacione et instigatione dicti Regis Anglie, in quantum in eo fuit, ad intrand. dictum regnum nostrum, in propria persona, cum armis et copia virorum, pro distructione nostra et ligeorum nostrorum : AC pro proditoriis ingressu et passagio in Anglia, per ipsum Johannem factis, diuersis vicibus : ET pro proditoriis arte, parte, consilio et assistencia datis et exhibitis ANDREE EPISCOPO MORAUIEN., JACOBO COMITI BUCHANIE, ALEXANDRO DOMINO FORBES, in Fabricacione cuiusdam Commissionis et certorum Munimentorum REGI ANGLIE, per vos Johannem et HENRICUM WYOT, *Anglicanum*, delatorum, ad infringend. pacem et treugas per dictum quondam patrem nostrum et Parlamentum eius et Regem Anglie initas, contra commune bonum et rem publicam, et ad perpetuam distructionem regni ; virtute cuius, guerra super vna parte regni nostri proclamata, et diuersi ligei illius partis depredati, occisi, et incendium passi sunt : ET pro proditoriis delacione dicte Commissionis et Munimentorum ad Regem Anglie, ad perpetuam subiectionem regni nostri obediencie Regis Anglie : ET pro proditoriis arte, parte et consilio Fabricacionis cuiusdam Commissionis, et eiusdem missionis COMITI NORTHUMBRIE et DOMINO WILLELMO TYLDARE, *Anglicano*, militi, continen. quod ipsi virtute dicte Commissionis et potestatis darent Remissiones omnibus Scotis partem Anglicorum contra nos et fideles legios nostros capientibus : ET pro proditoriis arte, parte, et consilio datis et exhibitis dictis personis, in causando dictum quondam patrem nostrum diuersa Appunctuamenta et Concordias, subscriptione manuali dicti quondam patris nostri subscript., nobis tunc

Principi, pro communi pace et tranquillitate regni premiff. frangere et ab eisdem refilire, que diuerfis vicibus erant promiffa et per vos et (quemlibet) veftrum fracta et non obferuata; racione cuius fractionis, Comites de Huntle, Erole, Marchell et Dominus de Glamis eius opinionem reliquerunt, et ad loca propria accefferunt: ET pro proditoriis arte, parte, et confilio datis et exhibitis dictis perfonis, in consulendo predictum quondam patrem nostrum ad exeund. Castrum de Edinburghe cum armis et copia virorum, post diuerfa Appunctuamenta per ipsum apud Blaknes et alubi condita per ipsum fracta, ad inuadend. nos eius filium, tunc Principem, apud Striuelin: ET super aliis quam pluribus crimini- bus et proditoriis transgressionibus per ipsum Johannem contra nos et regnum nostrum inique perpetratis, juri parend.: INTIMAN. dicto Johanni, quod siue dic- tis die et loco cum continuacione dierum comparuit siue non, nos nichilominus in premiffis, Iusticia mediante, procedemus: Et presentes literas debite execut. et indorfaciones earundem reddite latori: Et vos qui presentes executi fueritis fitis ibidem dicto die, coram nobis, portan. vobiscum Summonicionis vestre testi- monium in scriptis, pro dimiffis seu ipsos testes. Ad quod faciendum vobis et veftrum cuilibet in hac parte, coniunctim et diuifim, plenariam committimus potestatem. DATUM sub testimonio Magnj Sigilli nostri APUD EDINBURGHE secundo die mensis Augufti, anno regni nostri primo.

Post cuiusquidem Summonicionis lecturam, idem vicecomes probauit in pre- senti Parlamento dictam Summonicionem legittime executam, per indorfacio- nem suam et certos testes in eadem indorfacione contentos, in iudicio, ad hoc inibi per ipsum productos et juratos, videlicet, Johannem Hamiltoune de Wod- hall et Patricium Hammiltoune; cuius indorfacionis sic est tenor.

Indorfaciones siue Executiones Summonicionis Forisfacture.

THE vj day of pe moneth of Auguft, the 3ere of God J^m.iiij^c.lxxxviiij 3eris, I CARRIK, Purfewan, personally past to the cheif chemis¹ of Bothuile, and pare fummond JOHNE LORD BOTHUILE to com- pere before our fouerane lorde, personally, in his Parliament to be haldin at Edinburgh, the viij day of October nixt tocum, with continuacione of dais, to anfuere to his hienes upone all the poyntis and articlis and crimez of Treffoune contenit in pir our fouerane lordis lettrez: Before thir Witnes, Johne of Hammiltoune, Patric of Hammiltoune, Johne Baxtare, and James Echiftoune. AND pane, one the morne, the vij day of Auguft, I the said CARRIK, Purfewan, past to pe merkat corse of Lanark, and pare, be oppin proclamacione, fummonde and warnit the said JOHNE LORD BOTHUILE to com- pere, personally, before our fouerane lorde in his Parliament forsaid, to anfuere to his hienes to all the poyntis, articlis and crimez of Treffoune contenit in pir our fouerane lordis lettrez, and eftir pe tenour of pe sammyn: Before thir Witnes, George Aitkynfoune, Williame Forfter, bailzeis of Lanark, Tho- mas Were, and Johne Mowate, with vtheris diuerse. IN witnes hereof I haue fet to my Signet.

Quo JOHANNE DOMINO BOTHUILE sepe vocato, vigore predicte Summoni- cionis et per tenorem eiusdem, ad respondendum dicto domino nostro Regi, in presenti Parlamento, super omnibus proditoriis actionibus in dicta Summoni-

¹ Mansion-house, chief dwelling. O. Fr. *chefmez*, (*chef mez*, i. e. *chef maison*.)

cione contentis, et non comparente, legitimo tempore diei expectato, ordine et processu, continuacione dicte Summonicionis, per Dominos, Barones et Burgorum Commissarios superscriptos, hunc usque juridice procedi, visis et Intellectis, Colinus Comes de Ergile Dominus Campbele et Lorne, Cancellarius domini nostri Regis, et eius nomine, de suo expresso mandato, requisivit et petiit a dictis Dominis, Baronibus et Burgorum Commissariis, sua sententia et Decreta Parliamenti, penes processum dicti Johannis Domini Bothuile, si ipse fuit culpabilis in proditoriis actionibus pronominatis in dicta Summonicione contentis: Quibus Dominis, Baronibus et Burgorum Commissariis regni sui statibus diligenter et mature auditis inuenerunt, et unusquisque pro seipso deliberavit, quod dictus DOMINUS BOTHUILE fuit culpabilis in omnibus proditoriis actionibus in dicta Summonicione contentis, excepto tempore de Blaknes. Et ideo datum fuit pro iudicio siue Laudo Forisfacture, per os Alexandri Dempster Judicatoris Parliamenti, in modo et forma sequen. in vulgari.

Judicium siue Laudum Forisfacture.

THIS Court of Parliament schewis for law, and I gif for Dome, that forsamikle as it is fundin be sentment of Parliament, that JOHNE LORD BOTHUILE has committ and done Treffoune agane oure souerane lord THE KING and his realme, in all the poyntis and articlis aboune writtin, contenit in the Summondismaid pairappone, except the tyme of the Blaknes: That pairfore he has Forfalt to our souerane lord the King his lif, landes,¹ officez, gudis movable and vnmovable, and all vtheris his possessionis pat he haid within the realme of Scotlande, euermare to remane with oure said souerane lord, his airis and fucceffouris, for his Treffoune and offence. And that I gif for DOME.

[*Coram REGE personaliter ibidem sedente.*]

High Treason — Field of Stirling, &c.

[JOHN ROOS or ROSS of Mountgreenan was Advocate to JAMES III. Warrant was granted, Jul. 2, 1488, for his apprehension, and he was at the same time summoned for the traitorous pursuit of the Prince (JAMES IV) to beyond the Bridge of Stirling, and for there making Burnings, 'hereschips,' and slaughters, on Jun. 10, being the day preceding the Battle of Sauchie. The Castle of Keir, to which the Prince had retired, was at the same time burnt by the King's adherents, with the Place of Airth, &c.²

There seems to be nothing additional worthy of mention, as to the Lord Advocate's case, excepting that he does not appear to have been restored to the King's confidence. His estates were conferred on Patrick Hume of Fastcastle; and James Henderson of Fordell succeeded to his important office of Lord Advocate.]

Oct. 14, (*die Martis*.)—Quo die³ comparuit in Judicio CARRIK Signifer, vicecomes in hac parte, et presentavit quandam Summonicionem regiam, sub tes-

¹ On Oct. 14, the Parliament confirmed a grant of the Lordships of Bothuill and Creichtoun to Patrick Lord Halis, Master of the Household; and on Oct. 17, they were erected into the Earldom of Bothuill, &c.

² See *Reg. Mag. Sig.* XII. 64.—*Treasf. Accounts*.

³ This case had been

continued from time to time, from Oct. 8 preceding.

timonio Magnj Sigilli regij fibi directam, super Summonicione JOHANNIS ROSS DE MONTGRENANE, coram prefato domino nostro Rege et tribus regni sui statibus ibidem congregatis ; cuius Summonicionis tenor sequitur et est talis.

Summonicio Forisfacture contra Johannem Ross de Montgrenane.

JACOBUS dei gracia Rex Scotorum, Vicecomiti et Balliuis suis de Are, necnon Lyonj Regi Armarum, Rothissay, Rosse, Snawdoune, Merchmonde, Heraldis ; Vnicorne, Ormonde, Carrik, Montrose, Signiferis ; Hectori Meldrum, Willelmo Campbele, Clauigeris ; Symoni Spardoure, Donaldo Malynny et Georgeo Schaw, Curforibus, vicecomitibus nostris in hac parte ; salutem. Mandamus uobis et precipimus, quatenus summoneat, legitime et peremptorie, coram testibus, JOHANNEM ROSS de Montgrenane personaliter apprehensum, si eius presenciam commodè habere poteritis, alioquin apud Montgrenane et locum sue habitacionis, et ad crucem fori burgi nostri de Are, et ad crucem fori burgi nostri de Irwin, per publicam proclamationem ; ita quod hujusmodi Summonicio ad eius noticiam veresimiliter peruenire poterit, quod compareat personaliter coram nobis, in nostro proximo Parlamento, tenendo apud Edinburghe, die Jouis, nono die mensis Octobris proxime futuro, cum continuacione dierum, ad respondend. nobis in prefato nostro Parlamento pro suis proditoriis arte, parte, consilio et assistencia datis et exhibitis JACOBO COMITI BUCHANIE, Stephino Lokkert de Cleghorne, et Thome Fotheringhamo de Powry in extraportacione et ductione quondam patris nostri cum armis et copia virorum apud Blaknes, pro nostra et nostrorum finali distructione, attento quod nos eo tempore prout omni alio extitimus parati perimplere Appunctuamenta per ipsum nobis missa, promissa, et subscriptione eius manuali subscript., consilio eius fracta, prorupta et spreta, quamobrem Comites de Huntley, Erole, Merchell et Dominus Glamis eum dictum Johannem Rosse et eius opinionem reliquerunt, et ad loca propria redierunt : Et pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis, in preparamento et araymento campi bellici contra nos apud Blaknes, in quo nouiter appunctuatum extitit : Et pro complicitate Appunctuamentorum prius premissorum, dictus Jacobus Comes Buchanie, Willelmus Dominus Rothuen, Thomas Fotheringham de Powry, Willelmus Murray de Tulybardin dabantur fide-iussores et obfides : Ac pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis ad prorumpend. dicta Appunctuamenta, pro communi tranquillitate pace et concordia regni inita, postquam dictus quondam pater noster ad castrum de Edinburghe peruenit : Et pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis et Andree Episcopo Morauiensis in missione et destinacione Johannis Domini Bothwell in regno ANGLIE ad REGEM eiusdem, pro proditoriis importacione ipsius et ligeorum suorum ad distructionem nostram et legiorum nostrorum et Corone regni Scocie subiunctionem perpetuam legiance et obediencie dicti Regis Anglie : Et pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis, in consulendo dictum quondam patrem nostrum ad exeund. Castrum de Edinburghe, cum armis et copia virorum, ad inuadend. nos, tunc existentem Principem, apud Striuelin : Et pro proditoriis fugacione et prosecutione nostre persone extra pontem de Striuelin, ibi Incendia, depredaciones et occisiones facien. : NECNON pro proditoriis arte, parte, consilio et assistencia datis et exhibitis dictis personis, in faciendo patrem nostrum contra nos se erigere, ad distructionem nostre persone, in preparamento et araymento campi bellici, apud Striuelin, vndecima die mensis Junij vltimi elapsi, post diuersas Concordias et Appunctuamenta inter nos et patrem nostrum inita, ad que semper eramus, prout tunc prompti, genibus flexis, inter bella optulimus perimplere, et consilio suo fracta et perturbata ; cuius consilio, cum aliis, in inicio belli dictus quondam pater noster campum reliquit, et in manus vilium personarum incidit, et occisus fuit : INSUPER, pro proditoriis arte, parte et consilio Occisionis eiusdem, suis proditoriis consilio, ductione, et gubernacione : Et super aliis quampluribus criminibus et proditoriis transgressionibus, per ipsum JOHANNEM ROSS contra nos et regnum nostrum inique perpetratis, jurj parend. : INTIMANDO dicto Johanni, quod siue dictis die et loco cum continuacione dierum comparuerit siue non,

nos nichilominus in premissis, iusticia mediante, procedemus. Et presentes literas debite executas et Indorfaciones earundem reddite latori: Et vos qui presentes executi fueritis sitis ibidem dicto die coram nobis, portantes vobiscum Summonicionis vestre testimonium et nomina testium in scriptis pro premissis seu ipsos testes: AD quod faciendum vobis et vestrum cuilibet in hac parte coniunctim et diuisim plenariam committimus potestatem. DATUM sub testimonio Magnj Sigilli nostri, apud Edinburghe, secundo die mensis Julij, anno regnj nostri primo.

Post cuiusquidem Summonicionis lecturam, idem vicecomes probauit dictam Summonicionem legittime executam, per suam indorfacionem, et certos testes in eadem indorfacione contentos, ad hoc inibi in iudicio productos et juratos, videlicet Nigellum Campbele, Hugonem Flemyn, Waltherum Kide, Thomam Young, Johannem Montgumery et Robertum Fergushill de eodem; cuius indorfacionis tenor sequitur.

Indorfaciones sive Executiones Summonicionis Forisfacture.

THE xiiij day of the monethe of August, the 3ere of God (Im.iiij^c.) lxxxviiij 3eris, I CARRIK, Purfewant, and scheref in pat parte, persnaly past to pe Chemis of Montgrenane, and pare summond, chargeit and warnit Johne pe Ros of Montgrenane to compere before our fouerane lord in his Parliament to be haldin at Edinburghe the ix day of the monethe of October nixt to cum, with continuacioune of dais, to ansuer to his hienes apone all pe pointis, articlis and crimez of Tressounne contenit in our fouerane lordis lettrez: Before pir Witnes, William Campbele, Hew Flemyn, Thomas young, and Walter Kid, with vtheris diuerse. THE sammyn day, I pe said CARRIK past to pe merkat corse of Irwin, and pare be oppin proclamacioune summond pe said Johne the Ros of Montgrenane to compere before our fouerane lord pe saidis day and place, to ansuere to his hienes apone the poyntis and articlis contenit in pir lettrez: Before pir Witnes, Johne of Montgumry broper to the Lord of Montgumry, Johne of Montgumry of Giffyn, Robert of Fergushill of pat Ilke, and Johne of Fergushill, with vtheris diuerse. THE xvj day of pe monethe of August, I CARRIK, Purfewant, past to the merkat corse of Are, and pare be oppin proclamacioune summond and chargeit the said Johne the Ros to compere before our fouerane lorde, at day and place aboune writtin, to ansuere to all poyntis and articlis contenit in pir lettrez: Before thir Witnes, Johne Campbele of Schankistounne, Fergusse Fergusfounne of Kilkerane, Andro Bulby alderman of Are, James Campbele of pe Brownside, with vperis diuerse. In witnes hereof I haue fet to my Signet.

Quo Johanne Ros sepe vocatus, per dictum Summonicionem et tenorem eiusdem, ad respondend. dicto domino nostro Regi in presenti Parlamento, super proditoriis actionibus in dicta Summonicione contentis, et non comparen. legitimo tempore diei expectato, ordine et processu continuacionum dicte Summonicionis per Dominos, Barones, et Burgorum commissarios huc usque iudice procedi, visis et intellectis, Colinus Comes de Ergile, &c. Cancellarius dicti domini nostri Regis et eius nomine, de suo expresso mandato, requisivit et peciit a dictis Dominis, Baronibus et Burgorum Commissariis sua sensamenta et Decreta Parliamenti, penes processum dicte Summonicionis, si dictus Johannes Ros de Montgrenane fuit culpabilis in proditoriis actionibus prenomatis, et in dicta Summonicione contentis: Quibus Dominis, Baronibus et Burgorum Commissariis deligenter et mature auisatis, inuenerunt, et vnusquisque pro seipso, deliberauerunt, quod dictus JOHANNES ROSS fuit culpabilis in omnibus proditoriis actionibus

prenominatis in dicta Summonicione contentis, exceptis factis apud Abirdene: ET ideo datum fuit pro Judicio siue Laudo Foriffacture, per os Alexandri Dempstar Judicatoris Parliamenti, in modo et forma sequen. in wlgari.

Judicium siue Laudum Forisfacture.

THIS Court of Parliament schewis for law, and I gif for Dome, that forfamekle as it is fundin be senfment of Parliament, that JOHNE THE ROSS OF MONTGRENANE has committ and done Treffoune agane oure fouerane lorde þe King and his Realme, in the pointis and articlis abone writtin, contenit in þe Summondis maid þairapone, except þe wyrkingis maid at Abirdene, That þairfore þe said Johne þe Ross has forfalt to our fouerane lorde þe King, his lif, landis, officis, gudis movable and vnmouable, and all vtheris his possessionis quhatsum-euer he haid within þe realme of Scotlande, euermare to remane with our said fouerane lorde, his airis and succeffouris, for his Treffoune and offence. And þ^t I gif for DOME.

High Treason.

Eodem die, CUTHBERTO MURRAY de Cokpule¹ sepe vocato, per Summonicionem regiam et tenorem eiusdem sub testimonio Magnj Sigilli regii desuper directo, ad respondend. personaliter dicto domino nostro Regi, in presenti Parlamento, super certis proditoriis actionibus in dicta summonicione contentis; et non comparend. continuatur ad crastinum videlicet decimum quintum mensis instantis Octobris, cum continuacione dierum, in eadem forma ut nunc est, absque preiudicio parcium.

Regulations for the due Administration of Justice.

[ONE of the earliest public Acts of the first Parliament of King James IV² throws much valuable light on the energy and vigour recommended and enforced by the advisers of the young King, whose personal activity and zeal in the discharge of all the functions of the royal office are well known and acknowledged. It is preceded by the following brief resolution,³ which, as is generally allowed, he fulfilled even to the letter. ‘It is avisit and concludit, anent the furthe putting of justice throw all the Realme, that our fouerane lord SALL RIDE IN PROPER PERSONE about to all his AIERIS: And þat his JUSTICE fall pas with his hienes, to minister justice, as beis thocht expedient to him and his Counsale for the tyme.’

As the future proceedings frequently refer to the discharge of the important duties intrusted to the Lords and Barons named, it has been considered necessary to lay before the reader the particulars, which as usual are concisely stated.]

Oct. 17.—‘ANENT the stanching of Thift, Reff, and vtheris innormitez throw all þe realme, thir LORDIS vnder writtin has maid faithe and gevin þar

¹ This case was continued from time to time; but, from the imperfect state of the Records, it does not appear whether he was forfeited or not. The probability is that he was not, otherwise so much delay would not have been granted him. ² *Acta Parl.* 1488, cap. 9. ³ *Ib.* cap. 8.

bodily aithis to our fouerane lord, in this his Parliament, that pai and ilkane of thame fall diligently, withe all cure and befinace, ferche and feik quhar ony sic trespaffouris ar fundin or knawin within par boundis, and tak pame and justify¹ pame, or mak pame be fend to our fouerane lord to be justifiit : And pai fall haue pouere of our fouerane lorde, vnder his quhite walx, to tak and punys the saidis trespaffouris but fauouris, according to justice : And als, to gif pame pouere to cause vtheris smale Lardis within par boundis to mak faith elik wise, and to rise and assit to pame in the takyne of pe saidis trespaffouris.

BARONS appointed to search for and punish trespassers.

THE LORD HALIS and ALEXANDER HUME for *THE MERSE, LOUDIANE*, pe Wardis of *HADINGTOUNE, LINLITHQW* and *LAUDERDAILE*.

THE LORD HALIS for *KIRCUDBRYCHT* and *WIGTOUNE*.

THE ERLE OF ANGUSE for the scherefdome³ of *ROXBURGHE, SELKIRK, PEBLIS, LANARK*.

THE said ERLE and THE LORD MAXWELL for *DRUMFRESE*.

THE LORD KENNYDY for *CARRIK*.

THE SCHEREFF OF ARE for *ARE*.

THE LARD OF CRAGY for *KILE*.

THE LORD OF MONTGUMMERRY for *CUNYNGHAME*.

THE ERLE OF LEUENAX, THE LORD LILE, MATHEW STEWART, for *RENFREW, THE MONKLAND, LENZHEY, BOTHUILE, GLASGW, KILBRIDE, AVANDAILE*.

And the forsaid LORDIS and the LORD OF MONTGUMMERRY for *DUNBARTANE, THE LEUENAX, BUTE, and ARANE*.

THE SCHEREFF OF STERUILINE and JAMES OF SCHAW for *STERUELINSCHIR*.

ARCHIBALDE EDMANSTOUNE for *MENTEITHE* and *STRAITHEGARTHENAY*.

THE CHANCELLAR, THE MAISTER OF ERGILE, for *ERGILE*, pe half of *LORNE, KNABDANE, KYN- TYRE* and *COWALE*.

DUNCANE CAMPBELL, NEILE STEWART and EWYNE CAMPBELL, for *DISCHER, TOYERE, GLEN- URQHAR, RANNOCHE, APNADULE, GLENLYOUNE, GLENFALLOICHE*.

THE ERLE OF ATHOLE and ALEXANDER ROBERTSOUNE for *ATHOLE*.

THE LORDE DRUMMONDE for *STRAITHERNE, BUCHEQUHEDERE, and DUNBLANE*.

THE LORD OLIPHANT for pe Lawlande of pe Scherefdome of *PERTHE, STRATHEBRAYNE*, and the bischoprik of *DUNKELDENE*.

THE LORD GRAY, THE LORD GLAMMYS, THE MAISTER OF CRAUFURDE for *ANGUSE*, Hie land and Law land ; and to sitt with pe JUSTICIS of the Regalite³, &c.

THE ERLE MARCIALL for *THE MERNIS*.

THE ERLE OF HUNTIE, THE ERLE OF EROLE, THE LARD OF INUERRUGY fra the Monthe northe fra Inuernesse, in

THE SCHEREFF OF FIFF and pe LORDE LINDESAY for pe scherefdome of *FIFF*.

Forfeiture of the Earl of Lennox, his son the Master of Lennox, and Lord Lyle, recalled.

[SHORTLY after the coronation of James IV, the leaders of the party who had unsuccessfully opposed him while Prince, at the Field of Stirling, precipitately organized a Conspiracy against him,

¹ Execute them ; put them to death, after legal trial.

under the pretence of revenging the late King's death. For this purpose they hoisted the bloody shirt of James III as their standard, and appealed to the sympathies of the people. The attempt appears to have been premature, and proved abortive; for John Earl of Lennox, and Robert Lord Lyle, the Earl Marischall, Lords Forbes and Crichtoun, with the Master of Huntley, &c. were totally overthrown, in the month of October 1489, near Touch, at the Talla Moss, being about sixteen miles from the town of Stirling. THE KING, however, with singular leniency, speedily restored them to his favour, and spared their estates.

Reference may be made to *Mr Tytler's* valuable Historical work¹ for a full account of all these transactions, which are likewise related by *Buchanan, Lesley, &c.* which last authority states,² that 'ane greit nomber of the Lennox men wer flane, and findry of the Barronis, sic as the Lords (Lairds) of Kilcrouicht and utheris, tane and hangit thairfoir.'³ *Sir James Balfour* informs us, that this 'Laird of Kilcreuche' was 'Chieffe of the Galbraithes.'⁴

It has been thought that the reader would prefer to have before him the King's warrant for recalling the Forfeitures which had taken place. The Act of Parliament itself may be seen in the new and valuable Edition of the Acts of the Parliaments of Scotland, printed under the care of *Thomas Thomson, Esquire*, the present Deputy Clerk Register.]

Jun. 26, 1489.—PRECEPTUM REGIS *pro extraccione processus Comitis de Leuenax, Roberti Domini Lile, et Mathej Stewart.*⁵

REX,

CLERK OF OUR REGISTRE. Wit 3e, that fforfamekle as it is now fundin and declarit be the thre eftatis in this oure Parliament, that pe Procefs of Forfaltour led apone oure coufingis JOHNE ERLE OF LEUENAX, LORD DERNELY, MATHO STEWART his sone and apperand are, ROBERT LORD LILE, in our Parliament haldin laft of before, in our burghe of Edinburghe, is fundin and declarit of nane avale, as pe Act of Parliament maid now pairapone proportis: It is oure Will, and we charge 3ow, that 3e herfore, incontinent eftir the ficht of pir our lettrez, tak furthe pe said procefs of Forfaltour of 3our bukis of Parliament, and deliuer pe sammyn to pe said JOHNE, MATHO, and ROBERT, and distroy pe sammyn procefs, in sic wise, pat it be neuer sene in tyme tocum. And this one na wise 3e lef vndone: Halding pir our lettrez subscriuit with our hande for 3our werrande. Writtin at Edinburghe, the vj day of Februlare, the 3ere of God J^m.iiij^c.lxxxix 3eris, and of our regne the secunde 3ere.

[JAMES R.]

Dilecto clerico nostro MAGISTRO RICARDO MUREHEDE, Decano Glasgauen. Clerico Rotulorum nostrorum et Registri ac Confilij, &c.

¹ *Tytler's Hist. of Scotland*, IV. 345, &c. ² Bannatyne Club's Edit. 4to, 1830, p. 60. ³ The want of the Criminal Records prevents us from ascertaining who these persons were. ⁴ *Annales*, I. 215. ⁵ This was done by Act of Parl. Feb. 5, 1489-90. Vid. *Acta Parl.* II. 217.

CURIA *supremi domini nostri* REGIS, (*tenta apud*)¹ *burgum de* LAUDIR, *die Jovis, septimo die mensis Nov(emb)ris, anno Millefimo) quadringentesimo Nonogesimo tercio, coram nobilibus dominis* (ROBERTO DOMINO LYLE *et* LAUREN)TIO DOMINO OLIPHANT, *Justiciariis supremi domini* REGIS, *ex (parte australi aque de) Forthe.*

Letters of General Remission,

GRANTED BY KING JAMES IV. TO THE INHABITANTS OF BERWICKSHIRE,
THE MERSE, AND LAUDERDALE.

JAMES, be the grace of God King of Scottis, to all and fyndrie oure Justicis, Justice clerkis, Crounaris, and thare deputis, and utheris oure officiaris, liegis, and subditis, (quhome it) efferis,² quhais knowlege thir oure lettres sal cum, greting. For samekil as We grantit, of before, generale Remissionis to all and fyndrie oure liegis and subditis, inhabitant the boundis of the Sherefdom of Berwic, the Merse, and Lawdirdale, for all crimez and actionis committit be thame, in ony tyme bigane, before the day of oure Coronatioun: And as zit, ane pairt of oure liegis has nocht rasit thare Remissionis thareupoun: WE heirfoir, of our speciale grace and favouris, has Respectit,³ Remittit, and Forgevin, and be oure Lettres specialie Respectis, Remittis, and Forgevis for evirmare, all and fyndrie oure liegis and subditis, inhabitant the boundis of oure Sherefdom of BERWIC, THE MERSE, and LAWDIRDAL, of quhat estate, degre, or conditioun thai be of, to be unattachit, unarrestit, unperfewit, unfolowit, ony maner of way, in all tyme to cum, be ony of our officiaris, liegis, or subditis foirfaidis, for ony crimez, offensis, reffis, herfchippis, flauchteris, birnyngis, murthir, trefonis, or uthir trespassis quhatfumevir, committit or done ony maner of way, before the date of oure Coronatioun foirfaide, be ony of our liegis or subditis forfaid. QUHAIRFOR, We charge straitlie and commandis zou, all and findrie oure liegis and subditis forfaid, that nane of zou tak upoun hand, to attach, arrest, perfew, or folow ony maner of way, ony of our liegis or subditis forfaid, for ony crimez of trefone, offensis, or trespassis quhatfumevir, committit or done be thame, or ony of thaim, in tyme bigane, before the day of our Coronatioun forfaide, in ony tyme to cum. As ze wil anfuer to us thareupoun, and undir all the hiest payne, charge, and offens that ze or ony ane of zou may committ or inryn⁴ agane our Majesté riall,⁵ in this present; discharging zou and ilk ane of zou of your officis in that pairt, be thir oure Letres: GEVIN undir oure Privé Sele, at Dingvale, the xxiiij day of October, the zere of God I^m. iiij^c. nynty thre zenis, and of our regne the sext zere.

¹ The words within parentheses are supplied from similar entries. The commencement of the volume is much decayed and destroyed by damp, &c.

² Whom it concerns; to whose knowledge, &c.

³ Respited.

⁴ Literally run into; incur.

⁵ Royal.

Slaughter.

Nov. 9, (*dies Sabbati*,¹ viz. *tercia dies Itineris*.)—THOMAS BROUNE, in Langtoun, convicted of art and part of the slaughter of umq^{le} Thomas Achin-foun.—BEHEADED.²—James Broune in Langtoun was put to the horn, &c. for the same crime; and his cautioner, William Amere, son of Robert A. in Todrik, was amerced in L.20 for his non-appearance.—(Nov. 12.) ROBERT DOUGAL in Langtoun was BEHEADED for the same slaughter.

Hamesucken — Stouthreif.

Nov. 12.—WILLIAM COKBURNE, son and heir of the Laird of Langtoun, and nine others, permitted to compound for art and part of the forethought felony and 'Hamefukin' done to Robert Sleich, his wife and children, at the Place of Oxinden: And also, for Stouthreif of a bonnet and 'quhyngare' from the said Robert, at the same time.

Killing Hares in forbidden time.

WILLIAM COKBURNE,³ son and heir of the Laird of Langtoun, came in the King's will for slaying of Hares, during the forbidden time.

Stouthreif from the Laird of Spottiswood, &c.

Nov. 13.—SYMON FURDE in Toftis, and Thomas Furde of Lital Harlaw, and six others, came in the King's will, for forethought felony and 'Hamefukin' done to James Spottiswode of that Ilk, George and Adam Spottiswode, at the Place of Spottiswode: And also, for art and part of the Stouthreif of three lances from the said persons, at the same time.—The Master of Hume and George Hume of Wethirburne became cautioners for the satisfaction of the King and parties. (Amerced L.4 each.)⁴

Slaughter—Forethought Felony.

JAMES SPOTTISWODE, junior, Adam S. and Thomas Wod, got a Remission for art and part of the cruel Slaughter of vmq^{le} Thomas Burne, in the town of Blythe: And also, for art and part of the forethought felony done to Alexander Hog.—The Laird of Spottiswood became surety for satisfying the parties.

¹ SATURDAY or *Sabbath*, the Jews' day of rest. SUNDAY is universally translated in ancient documents, especially legal writings, *dies Solis* or *dies Dominica*. Want of attention to this circumstance has led to frequent errors and mistatements.

² 'MEM^o. Quod de bonis Thome Broune datur in elimosina uxori et prolibus, ij. vaccas, le rov. . . cornum, cum utenfilibus domino Regi pertinent.'

³ This case took place on the same day with the preceding. ⁴ This fine was probably to the King. The parties would not be so easily dealt with. It may be taken for granted that all entries of similar 'amercedments' and fines, in the Record, were merely to the Crown, *in modum pœnæ*, without reference to the 'affythment' or compensation to be made to the private party, which was matter of private negotiation or of reference to arbiters mutually chosen.

Felony done to the Laird of Blyth.

JAMES SPOTTISWODE, junior, and Robert Steill came in the King's will for the forethought felony done to James Weddale of Blyth. The Laird of Spottifwood became cautioner to satisfy the parties. Amerciated L.3 for each.

Forethought Felony.

Nov. 14, (*sexta dies Itineris*).—THE LAIRD OF SPOTTISWODE, Adam and James, his sons, and George, his brother, came in the King's will for the forethought felony done to William Knox and Cuthbert Forster, at Ryecliche. The Laird became surety to satisfy the King and parties. Each amerciated in L.2.

'Afflictio juvenis, pro Interfectione in octennio commissa.'

[The following case of a boy of eight years of age being punished by public flogging at the parish church of Legerwood, until blood should be drawn from him, is so remarkable, that the Editor has deemed it best to give the precise words of the Record, the force of which would be much weakened by any translation. In all similar instances, wherein the ordinary technical phraseology of the Books of Adjournal has been departed from, he has uniformly followed the same rule.]

Nov. 14.—Quo die THOMAS GOTHRASOUNE juvenis in judicio fatebatur Interfectionem Johannis Smythe, filij Thome Smy^t: Quapropter ordinatur per Justiciarium, Vicecomes Dominus de Corby ad hoc juratus, affligere eundem Thomam, pro hujusmodi Interfectione, apud Ecclesiam de Ligertwode, in cujus parochia dict. Interfectio fuit commissa, in die solemni, usque ad effusionem sanguinis; quia dictus Thomas Gothrasoune commisit dictam Interfectionem in octennio, et in hac etate non poterat ad mortem pro crimine justificari.

CURIA *Itineris Justiciarie de JEDWORTHE, inchoata die Lune, Nov. 17, 1493.*

Intercommunuing with the English.

Nov. 19, (*die Martis, tercia die Itineris*).—WALTER TALZOUR 'Baro de Haffindene,' permitted to compound for Intercommunuing with the English.—The Laird of Bucluche became surety for the entry of the said Walter, at the next Justice-aire.

Treasonably being with the Duke of Albany.

THOMAS TURNEBULE, in Gaithouscot, produced a Remission for his treasonably being with Alexander formerly Duke of Albany;¹ and specially, at the Burgh-Mure of Edinburgh.

¹ Brother of King James III, and uncle to King James IV; and who treasonably conspired against his brother. After having escaped from Edinburgh Castle, in 1479, he fled to France, and was for-

Intercommuning with Archibald Armstrang.

WALTER ROBSONE, in Harden, came in the King's Will for Intercommuning with Archibald Armstrang, being at the horn for the Slaughter of *the Laird of Eldmere*.—Walter Ker became surety.

Treasonably being with the Duke of Albany, &c.

RALPH ANYSLE produced a Remission for his being treasonably with Alexander formerly Duke of Albany; and also with Richard Reid, Englishman, before the date of his Remission: Also, for art and part of the treasonable Stouthreif and 'Herschip' made at the Place of Spittale of xxiiij oxen and cows, and vj horses and mares, with goods and utensils worth x^{xx} li.,¹ from the tenants thereof.—Andrew Ker of Fairnyhirst became surety.

Bringing in the English of Tyndale.

SYMON YOUNG, in Rouchlee, produced a Remission for art and part of the theftuous and treasonable inbringing of the Englishmen of Tyndale to the 'Herschip' of Thomas Leipdene and Mathew Michelsoune, dwelling in Hundolee.—Andrew Ker of Farnyhirst became surety to satisfy the parties.

Intercommuning with the Thieves of Levyn.

Nov. 20.—WALTER SCOT of Edschaw permitted to compound with the Treasurer for his treasonably Intercommuning with the Thieves and Traitors of Levyn.

Treasonably being with the Duke of Albany.

PATRICK MOW produced a Remission for his treasonably being with Alexander formerly Duke of Albany.

Forethought Felony — Stouthreif.

WILLIAM TAYT in Cesfurde-manys, and Robert Burne his coufin-german, came in the King's Will for art and part of the forethought felony done to Thomas Young, by way of Murder, at the ford of Cale:² And also, for Stouthreif of a horse, a saddle, a bow, with a satchel and purse,³ and 20 f. being in the said purse.—Sir Robert Ker, knyght, became surety. Each americiated in 40 f.

feited, Oct. 4 of that year. In 1482 he went to England, swore fealty to King Edward IV, and assumed the Title of King of Scotland. The King, his brother, shortly afterwards forgave him; but he once more proved a traitor; and, after having given up the Castle of Dunbar to the English, again retired to England. On Jul. 22, 1484, he was routed at Lochmaben; but escaped to France, leaving the Earl of Douglas, &c. prisoners. He was a second time forfeited, Oct. 1, 1487, and his estates were finally annexed to the Crown. This turbulent Prince was killed at a tournament in Paris, in 1485.

¹ Ten score, L.200.

² See Mar. 2, 1494-5.

³ 'Cum pera et loculo.' Pera usually denotes a poke, budget, or bag for provisions, &c.

Slaughter — Stouthreif.

JOHN MURRAY, (residing) with Walter Ker in Cesfurde, produced a Remission for art and part of the Slaughter of William Auchinlek: *Item*, for the Stouthreif of five elns of white woollen cloth from David Wodes man, during the time of the Rebellion of Alexander Duke of Albany.

Treason — Intercommuning with the Duke of Albany — Taking Prisoner and exacting Ransom, &c.

ADAM KIRKTOUNE, in Craling-mylne, produced a Remission for treasonable outputting and inputting, and common Theft, common Refet and common Treason, before the date thereof: *Item*, for his treasonably being with Alexander late Duke of Albany: *Item*, for the treasonable carrying off of a shoe-maker in Jedworthe¹ to the English; and causing him to be redeemed for L.40.—Dand² Ker of Farnyhirft became surety to satisfy the party.

Bringing in the English and Plundering Minto, &c.

WILLIAM GRYMYSLOW, at the Kirk of Hassindene, permitted to compound for art and part of the treasonable bringing in of the English of Tynedale to the 'Hereschip' of 100 cows and oxen, 100 sheep, 20 horses and mares, and fundry utenfils, furth of Mynto: *Item*, for his treasonably Intercommuning with the Thieves of Levyn.—Walter Scot of Howpaslot became surety for satisfying the parties.

Concealing 'pas-pennys' found in Minto-Kirk.

Nov. 21.—JOHN SINCLARE in Mynto, and four others, came in the King's Will for treasonably concealing and Stouthreif of x^{xx} 'pas-pennys'³ pertaining to the King, found in the Kirk of Mynto.—The Laird of Bethroule and William Langlandis became their sureties.

'Hereschip' of Harehede—Resetting Traitors of Leben.

WALTER SCOT of Howpaslot allowed to compound for treasonably bringing in William Scot, called *Gyde*, John his brother, and other Traitors of Levyn, to the 'Hereschip' of Harehede: *Item*, for theftuously and treasonably Refetting of Henry Scot, and other Traitors of Levyn: *Item*, for the treason-

¹ Jedburgh.

² Andrew.

³ These were likely to be ten score 'paces' or 'Nobillis of paise,' English gold coins or Nobles, which are frequently mentioned in our old Acts of Parliament. The term *pace* seems to have reference to their *weight*, q. d. Heavy Nobles, Nobles of weight. Although found in the *Kirk* of Minto, there is no reason to suppose they were *Pace* or *Easter-offerings*. There is no doubt that this *pose* was 'treasure-trove,' accidentally turned up and concealed by Sinclair; and as such it belonged to the King; who, on the other hand, could have had no claim to pious Easter-offerings, made in grateful remembrance of the Resurrection. See also Nov. 9, 1502.

JEDWORTHE.

able Stouthreif of forty oxen and cows, and two hundred sheep, from the Tenants of Harehede, at the same time.—Robert Scot of Quhitchester became surety for his entry at the next Justice-aire.

Stouthreif—Slaughter—Common Theft.

PETER HALL, in Newbiggin, produced a Remission for theftuously concealing of a target (shield) made of tanned hide,¹ and a sword, from John Hall and Edmund Hall, furth of Newbiggin: *Item*, for art and part of the Slaughter of John Henrifoune in Lyntounlee: *Item*, for stealing six ewes² from Thomas Henrifoune, dwelling in Jed-Forest: *Item*, for the Slaughter of the said Thomas: *And* for common Theft, before the date of his Remission.—David Anyfle became surety to satisfy the parties.³

[JOHN LORD DRUMMOND, deputy and lieutenant of JOHN LORD GLAMMIS, and ROBERT LORD LILE, Justiciars on the South parts of the Forth.]

Burning of Mynto—Sheep-stealing, &c.

Feb. 26, 1594-5, (*secunda dies Itineris*).—GILBERT SCHEVIL, in Bethroul, produced a Remission for Burning of Mynto: *Item*, for being art and part with Alexander late Duke of Albany: *Item*, for stealing fourteen sheep, '3owis,' (ewes,) &c. &c.—The Laird of Bedroule became his cautioner.

Slaughter, &c.

JAMES PILMURE, in Ednem, produced a Remission for theftuously waisting of the goods of George Smythe, at the time he lay with his wife:⁴ *Item*, for the Slaughter of Alan Glasgw.—Ralph Ker became surety to satisfy the parties.

Treasonably bringing in the Thieves of Leben, &c.

Feb. 28, (*dies Sabbati*).—HECTOR LAUDIR, brother of the Laird of Todrig, produced a Remission for treasonably bringing in of Willoc Elwalde, Rolland Elwalde, and five brethern of the Armstrangis, Traitors of Levyn, to the 'Herfchip' of Quhitmur: *Item*, for art and part of the Stouthreif of V^{xx} ⁵ cows and oxen, and the whole household goods from the Tenants of Quhitmur, at the same time: *Item*, for Treasonably bringing in the Forftaris and other Thieves of Levyn to the Pot-Loche of Selkirk, &c. &c.—Robert Scot, son of Walter of Edschaw, became surety to satisfy the parties.

¹ 'Unius tergoris corticati.'

² Ovium le 3owis.

³ At the end of the proceedings of this

Aire, there is the following entry: 'SUMMA totalis extractus Itineris, V^c.iij^{xx} xv lib. xviiiij f. iiij d. (L.575, 18s. 4d.)

⁴ In Adultery, 'tempore quo concubuit cum uxore ejus.' There are numerous entries to the same effect, both in the Criminal Records and in the Register of the *Privy Seal*, where Remissions frequently occur for this offence.

⁵ Five score.

Slaughter of Sir George Farnylaw, chaplain.

ROGER LANGLANDIS, Sir Robert Ker, kn^t, and John Rutherford of Edgarstoune, often called to enter Roger Langlandis to underly the law for the Slaughter of Sir George Farnylaw, chaplain, under the pain of L.20, for which they had become bound to the Sheriff of Roxburgh, as they confessed in judgement; and not appearing, they were amerced in the said sum: And it was ordained, that the said Roger shall be denounced Rebel at the horn; and all his goods to be escheated to the King.

Slaughter.

THOMAS RUTHERFURD, son of Nicholas R., denounced Rebel, and all his goods ordained to be escheated, for not underlying the law for the Slaughter of Duthac Rutherford.—John R. of Edgarstoune, his cautioner, amerced L.40 for his non-appearance.

Theft—Stouthreif—Bringing in the Thieves of Leben, &c.

Mar. 2, (*quarta dies Itineris*).—ALEXANDER TURNBULE, son of Andrew of Dridane, produced a Remission for the theftuous Refet of Adam Howatsoune and Robert Jakfoun in the Thefts committed by them; and specially, in the Theft of fix ewes ('*zowis*') from James Ker, furth of Fasheuche: *Item*, for art and part of treasonably bringing in the Thieves and Traitors of Levyn upon Thomas Myddilmaft, in Ploro; and Slaughter of his wife, and two sons, called Ninian and John: *Item*, for art and part of the treasonable Stouthreif, from the said Thomas Myddilmaft, at the same time, of xj horses and mares, price 100 merks; xliij oxen and cows, price L.88, &c.—(the specification is so remarkable that the remainder of the charge is given in the original terms of the Record)—
 'ij le *standis* armorum,¹ precium L.20; xl lib. auri et argenti;² sex coeliarium argenteorum,³ precium 6 marc.; una magna duodena vasorum staneorum,⁴ precium L.7; sex togarum virorum,⁵ precium L.8; xj togarum subuncularum feminearum,⁶ precium L.22; xij flammearum,⁷ precium L.12; v cadurcarum,⁸ precium L.10; v arcium,⁹ precium 50 f.; vj lancearum,¹⁰ vj bipenium,¹¹ precium L.2, 10 f.; 2 annullorum aureorum,¹² precium L.5; iij le *tykis* de *feddirbeddis*, precium L.5; xxij parium linthiaminum,¹³ precium L.11; xxij coopertorium de le *worset*,¹⁴ precium L.10; xvj lodicum,¹⁵ precium L.6; xx trinacium,¹⁶ precium

¹ Suits of mail or armour. ² Gold and silver coin. ³ Silver spoons. ⁴ A great dozen of tin or pewter flagons or vessels. ⁵ Men's gowns. ⁶ Women's kirtles. ⁷ Scarfs or veils. ⁸ Generally understood to be blankets or coverlets; but in this instance the term seems to be figuratively used for a sort of shield or target. ⁹ Hand-bows. ¹⁰ Lances. ¹¹ Halberts or Pole-axes; 'Jeddart-staffis.' ¹² Gold rings. ¹³ Pairs of linen sheets. ¹⁴ Blankets; worsted coverlets. ¹⁵ Sheets. ¹⁶ Perhaps *crinacium*, hair-pins, or bodkins. The Editor never met with this word before, and he does not find it in *Ducange* or the other Glossaries.

20 f.; v gladiorum,¹ precium L.5; unius dacre corej frimiti,² precium L.3; ocrearum cellarum³ et aliorum bonorum utenfilium, precium L.5; quinque capparum Flandrie,⁴ precium L.2, 10 f.; duarum telarum panni gerfij,⁵ precium L.10; trium telarum panni linej,⁶ precium L.3; v boxarum, precium L.2, 10 f.; quatuor le *cofferis*, precium 26 f. 8d.; quinque duplij camentorum bistmiti,⁷ precium L.2, 10 f.; trium ulnarum panni Anglicani,⁸ precium L.3; trium manitergiorum,⁹ precium 6 f.—Robert Scot of Quhitchester became surety to satisfy the parties.

Forethought felony—Wounding—Stouthrief.

DAVID TAIT, brother of William in Cesfurdmanys, came in will, for art and part of the forethought felony done to Thomas Young, and cruelly Wounding him, at Cail,¹⁰ under silence of night; and for Stouthreif from him, at the same time, of his horse, saddle, bow, pair of spurs, 'quhinzeare,' purse, and xx f. of silver therein.—The said William became surety to satisfy the King and party.

CURIA *Itineris Justiciarie de LIDDALISDALE, inchoata Mar. 2, 1494-5.*

The Earl of Bothwell and the Laird of Hallrule amerced, &c.

WILLIAM ELWALDE.—Patrick Earl of Bothville and Lord of Liddalisdale, and George Turnbule of Hall-Rule,¹¹ Captain of Hermitage, called as lawful sureties of the said William, as they received him in Indenture from the Coroner;¹² and not compearing, they were amerced in xl.—On the same day, they were also amerced for the non-appearance of eighty-five others, Elwaldis, Armstrangis, Wighames, Crofares, viz. to the extent of L.850; among the rest appear *Archibald Armstrang, Cole Wighame, &c.*

Slaughter—Intercommuning with a Rebel.

Mar. 3, (*quinta dies Itineris*.¹³)—ROBERT SCOT of Quhitchestir permitted to compound for the Slaughter of Adam Craufurde: And for Resetting, supplying, and Intercommuning with Alexander Jardine, being at the horn.—The Laird of Buckcluche become surety to satisfy the parties.

¹ Swords. ² One *daker* of tanned hides. A daker of hides consists of *ten skins*. ³ Riding greaves or boots. ⁴ Flanders caps. ⁵ Webs of grey (worsted) cloth. ⁶ Webs of linen cloth. ⁷ The Editor can form no idea of the nature of these articles. There must surely have been some extraordinary mistake on the part of the transcriber, in copying the *items* from the Dittay. ⁸ Three elns of English cloth. ⁹ Handkerchiefs. ¹⁰ See Nov. 20, 1493. ¹¹ Aula de Roule. ¹² A core. ¹³ 'Viz. *tercia Martij Carnisprivij*,' (in *Lent*.)

Resetting a Rebel—Slaughter of the Laird of Elmere.

ELIZABETH THOMSOUNE, in Corrisheuche, permitted to compound for Refetting Joisse Glenquhin, being at the horn for the Slaughter of the Laird of Elmere.

Expenses of the Aire of Jedworthe.¹

SUMMA Totalis extractus de Jedworthe, (Exceptis bonis escaetis),	xxv. lxxxiiij li. ²
ITEM, pro expensis DOMINI JUSTICIARII, tempore Itineris,	xiiij li.
ITEM, pro expensis DOMINI THESAURARII, et Abbatis de Dunfermling COMPOSITORUM, ³	xxviij li.
ITEM, pro expensis DOMINI CAMERARII compositoris,	xiiij li.
ITEM, CLERICIS JUSTICIARIE,	vij li.
[Summa Expensarum, lxxij li.]	
ITEM, pro hospitio Domini Justiciarij,	xxvj s. vii d.
ITEM, pro hospitio Domini Thesaurarij,	xl s.
ITEM, pro hospitio Domini Abbatis de Dunfermling,	xx s.
ITEM, pro hospitio clericorum,	xx s.
ITEM Fratibus de Roxburgh, in elemosina Regis,	xl s.
ITEM, pro firma Domus Affise,	xx s.
[Summa HOSPITIORUM, viij li. vj s. viij d.]	

SUMMA totalis Extractus, expensis deductis, Im.Vc. xiiij li. xij s. iiij d.
(Vijc. xxxiiij li. except. Liddisdale.)

BONA, presentis Itineris de Jedworthe.

Matho Gothrafone, in Mow,	j cow, vij gait.
Jok Wricht, in Lyntoune,	j mere, j pot.
David Wricht, in Lyntoune, brothir to Dik Wrycht,	j cow, j nag.
Johne Turnbule, Sande Turnbulis brothir of Bellentyn, callit blind Johne,	ij ky.
Johne Turnbule, callit Casé, in Nethir Bonechestir,	iiij ky.

[CURIA *Itineris Justiciarie de SELKIRK, inchoata die Mercurij, quarto die mensis Martij, 1594(-5.) Coram JOHANNE DOMINO DRUMMONDE, deputato et Locum-tenente JOHANNIS DOMINI GLAMMYS, et ROBERTI DOMINI LILE, Justiciariorum s. d. n. Regis, ex parte australi aqua de Forthe.*]

Sheep and Horse-stealing.

Mar. 5.—DAVID TURNBULE, son of the Laird of Quthithe, in Ernsheuch, produced a Remission for art and part of the Stouthreif of xiiij ewes ('zowis') from Ninian Murray, furth of Kershopp: *Item*, for Stealing a white horse furth of Innerlethane, from Thomas Forest, &c.—Walter Scot of Tusche-law became surety for satisfying the parties.

¹ Reference may be made to the Appendix to this reign, for many interesting notices connected with the Justice-aires. ² L.1583. ³ The Compositors for each Aire were formerly appointed by the Privy Council.

Stouthreif from the Tower of Howpaslot, &c.

JAMES TURNBULE, brother of the Laird of Quhithop, produced a Remission for art and part of the Thift of xvij ewes furth of Bowhill, from Robert Blacdene, in company with Walter Dalglesch : *Item*, for art and part of the Stouthreif of iron windows,¹ doors, and 'crukis' furth of the Tower of Howpaslot, pertaining to the Laird thereof.²—The Laird of Quhithop became surety to satisfy parties.

Burning the Place of Fastheuch—'Herschip' of Hangitschaw, &c.

ANDREW TURNBULE, 'calvus' (bald), produced a Remission for art and part of Burning of the Place of Fastheuch, and Stouthreif of certain horses, cattle, and other goods furth thereof : *Item*, for the theftuous Resetting of the Traitors of Levyn, coming with them to the Place of Hangitschaw ; and for Stouthreif of eight horses, and goods and utenfils therefrom, to the value of l^e 1.—The Laird of Quhithop became surety to satisfy the parties.

Resetting Traitors of Leben, &c.—Oppression—Intercommuning with the English—Slaughter, &c.

Mar. 5.—JOHN SCOT OF DALLORIANE allowed to compound for art and part of the Resetting of John Rede and John Scot (Scot-Stow, in Tusche-law) in his theftuous deeds ; and specially, the time that the said John (Scot)-Stow stole a 'drift' (drove) of sheep from Thomas Johnstone, furth of Quhithop : *Item*, for treasonably Resetting Hector Armstrang, a traitor of Levyn, in his theftuous deeds and treasons, &c. &c. :³ *Item*, for common Oppression of the lieges, in taking and plundering them of their horses and goods, by his own authority : *Item*, for Intercommuning with the English, in treasonable manner : *Item*, for common Reset of the Thieves of Liddalisdale, Eskdale, and Ewisdale : *Item*, for Slaughter of one called Colthride, &c. &c.—Robert Scot of Quhitchester became surety to satisfy the parties.

Horse-stealing from the Earl of Angus's Servants, &c.

Mar. 6.—ADAM SCOT, in Auldinnischop, suffered to compound for Stealing two horses from the servants of the Earl of Angus, coming to Hermitage : *Item*, for the theftuous and treasonable Resetting of the Traitors of Levyn in their Thefts and Treasonable Deeds, &c. &c.—Walter Scott of Howpaslot become surety to satisfy the parties.

¹ 'Fenistrarum ferrearum ;' perhaps the phrase may denote *stanchions*, or rather the strong iron frame-work built or soldered into the solid masonry, beyond the casement. It was not usual to glaze iron work.

² Walter Scot.

³ There is a long catalogue of similar crimes of no interest.

Slaughter.

WILLIAM CLERK, at the Kirk of Ettrick,¹ produced a Remission for the Slaughter of Robert Hay, Gilbert Cokburne, Thomas Lovel, and Gilbert Ker-michel.—David Pringil of Torwodlee became surety to satisfy the parties.²

Precept in favour of Sir Thomas Turnbule.

JUSTICE, It is our will, and for certane considerationis movyng us, We charge you, pat ze charge nocht, nor compel our lovit knyght, SIR THOMAS TURNBULE, to fynd fouerte, in our Justice air, for satisfactioun of party, for ony actione pat he may be accusit of, committit before our Coronatioun. And pis Precept be you sene and understandin, delyver pe samyn agane to pe berar. GEVIN undir our signet, at Linlithgw, pe xxv day of Februaire, and of oure regne pe sevint zere.

[JAMES R.]

Bond by Walter Scott of Bucleuiche.

[THE following document is given here, as a specimen of the forms of such writings at this early period. They are only occasionally inserted at length in the Record, in remarkable cases, and in many instances contain the signatures of the parties.]

APUD EDINBURGHE, *Maij xvij*, 1498.—IN presence of pe Lordis of Counsale, WALTER SCOT OF BUKCLEUICHE is becummyn plege and fouirte for pe entre of Georg Young, takin by Rinzeane of Rupfurde, Hew of Douglace, and pair complicis, furthe of MYNTO toun; contenit in a Bill of complaynt gevin in be pe faide Walter, pat he fall entir pe faide Georg Young, in pe next Justice-are of Jedworthe, pe thrid day of pe sammyn, till undirly pe law, apone pe actionis and crimez til be imput be pe saidis Rinzean and Hew, and pair complicis; undir pe pain of xl li.

[CURIA *Itineris Justiciarie de PEBLIS, inchoata die Lune, xij die mensis Novembris*, 1498, coram JOHANNE DOMINO DRUMMOND.]

Nov. 15, (*quarta dies Itineris*).—JOHN TWEDY OF DRUMMELZARE and five others came in the King's Will for art and part of the Oppression done to Oswald Portewis and Jonet Flemyn his spouse, in ejecting them furth of their set in Uvir Kingildurris.—The said John became surety to the King and parties. Each fined in five merks.

Barbarous Oppression, &c.

Nov. 16.—ALEXANDER SCOT, in Hoptoun, allowed to compound for Oppression done to Andrew Talzour, in riding his mare to death: *Item*, for

¹ 'Apud Ecclesiam Foreste' (viz. de Ettrick.)

² 'SUMMA totalis Extractus de SELKIRK, ij^c.xxxv li. Summa Expensarum, xxxvi li.—Summa Hospitiorum, iij li. xij s. iiij d.—Summa totalis Extractus, expensis deductis, ij^c.iij li. vj s. viij d.'

PEBLIS.

Oppression done to Thomas Elphinstoune, in striking his cow till she died : *Item*, for Oppression done to a child¹ of the Laird of Adamlande, in striking him till he could not rise : *Item*, for forethought felony done to Thomas Elphinstoune, in Manniflande, and hurting him.—William Bel, in Peblis, became surety to satisfy the parties.

Stealing out of the Kirk of Innerleithen.

DAVID TAIT, son of Roger Tait, produced a Precept of Remission for art and part of the Stealing of a golden signet (seal), a gold ring, two silver girdles,² nine veils³ of 'lawne,' 'holland-claithe,'⁴ and other goods, to the value of xx li., from John Turnbule, brother of the Vicar of Innerlethane, furth of the Kirk of Innerlethane : *Item*, for art and part of the Theft of xij merks of gold and silver from Sir Williame Jurdane, furth of the said Kirk.—David Tait of Pryn⁵ became surety to satisfy the parties.

Stouthreif.

JAMES HUNTARE and Gilbert Huntare, sons of the Laird of Polmude, convicted of art and part of the Stouthreif of half a 'fudder' of hay from Thomas Fresal and his brothers, furth of Nethir Mynzeane.—Walter Huntare, son and heir apparent of the Laird of Polmude, became surety to satisfy the King and party, viz. each of them v li.

Resetting a Traitor — Fire-raising.

Nov. 18, (*dies Sabbati, sexta dies Itineris.*)—THOMAS MYDDILMAST of Grevestoun produced a Respite for Resetting of James Elwalde and his accomplices, during the time the said persons committed Fire-raising and Burning of a 'Pele'⁶ in Bothil, together with goods and utensils to the value of iiij^{xx} li.⁷ belonging to William Hair : And for being art and part of the said Burning of the Place and goods foresaid, being in the hands of our lord the King for the time, by reason of Ward.—Sir John Hay of Snaide, kn^t, Sheriff of Peblis, became surety.

Stouthreif of the Earl of Angus's lance.

SIR WILLIAM COKBURNE of Scraling, knight, came into THE KING'S will for art and part of the Stouthreif of a lance from a certain man of the Earl

¹ Cuidam proli. ² Or zones ; 'cingulorum.' ³ Perhaps scarfs ; 'flammeorum.' ⁴ Fine linen cloth, originally imported from the Low Countries. ⁵ Pirn. ⁶ Peills, or Peylls, were places of strength or fortifications, generally constructed on natural or artificial eminences ; and must have been very numerous in Scotland. The name, however, is often applied to Roman forts or *castella*. They seem to have been chiefly of use to retire to in cases of sudden attack or invasion, as, from their size and strength, they could not sustain a protracted siege. ⁷ Fourscore pounds.

of Angus ; which had been his own lance, and was previously stolen by the said man from his servant, the same day.

Slaughter.

EDWARD COKBURNE produced a Remission for the Slaughter of Roger Twedy, in company with the Laird of Hennirlande.—William Cokburne of Hennyrlande became surety to satisfy the parties.

Slaughter—Stouthreif—Mutilation during Parliament.

SIR WILLIAM COKBURNE of Scraling, kn^t, James his brother, and John Pattonfoun, in Kingildurris, produced a Remission for art and part of the Slaughter of Walter Twedy, son of John Twedy of Drava, in Peblis : *Item*, for art and part of Stouthreif of a sword and shield from the said Walter, at the same time : *Item*, the said William and James, for forethought felony done to Andrew Twedy, within the town of Edinburgh, during the time of Parliament ; and for Mutilating him.—Sir William became surety to satisfy the parties.

Burning of Cobantoune — Slaughter, &c.

Nov. 19.—WILLIAM MURRAY of Newhall produced a Remission for art and part of the treasonable inbringing of John Douglas, Traitor, furth of England, the time he committed Fire-raising, Burning, and ‘ Hereschip’ upon the town and lands of Covantoune ; extending in damages to the value of ij^m merks and upwards, about thirty years last bypast : *Item*, of art and part of the Slaughter of William Boware, at the same time.—John Earl of Morton became cautioner to satisfy parties.—The said William was amerced in x l. as cautioner for his own appearance, and xl l. for the appearance of Alexander, John, Thomas, and William, his sons, all of them having failed to enter.²

Stouthreif—Cattle-stealing.

(ITER *Justiciarie de EDINBURGHE*, Feb. 26, 1501-2.)—WILLIAM TAIT, alias *Foule-thowmys*.—David Pringil, in Tynneis, became surety to Mr Richard Laufoun for his entry at the next aire of Peblis, to underly the law for art and part of the Stouthreif of xxvj oxen from William Murray, furth of the lands of Halis, in Lothian, under the pain of xl li.³

¹ 2000 merks. ² ‘ SUMMA totalis hujus Extractus, ij^c.lxxx li.’
of being noted of the proceedings of this Aire, which was of short duration.

³ There is nothing worthy

JEDWORTHE.

[*ITER Justiciarie de JEDWORTHE, inchoata die Lune, ultimo die Octobris, 1502, coram ANDREA DOMINO GRAY, Justiciario, f. d. n. Regis, ex parte australi aque de Forthe.*]

Adultery, &c.

Nov. 4, (*dies Veneris, tercia dies Itineris.*¹)—JAMES DAUIDSONE, in Sprouftoune, produced a Remission for the theftuous waisting of the goods of John Cordonar, during the time he lay (in Adultery) with the said John's wife.—William Cranftoune of that Ilk became surety to satisfy the parties.

The Laird of Cabers americiated, &c.

Nov. 6, (*dies Sabbati.*)—ROBERT SCOTT, son of John Scot, in Dallo-raine, called *Bellit Robin*.—William Douglas of Caveris, surety for the said *Robin*, was americiated for his not entering to underly the law.²—Scot to enter next air.

Stouthreif of Oxen and Horses.

WALTER SCOT of Edschaw produced a Remission for art and part of the Stouthreif of viij oxen from Robert Laudir: *Item*, for the Stouthreif of iiij horses and fundry other goods from him at the same time.—John Scot of Valis became surety for the satisfaction of the parties

Slaughter.

RICHARD JAK, junior, in Auld Roxburghe, convicted of art and part of the cruel Slaughter of Thomas Dun.—BEHEADED.

Horse and Sheep-stealing — Burning of Hirdmanstoune, &c.

DAVID SCOT, called *Lady*,³ in Stirkfchawis, produced a Remission for art and part of the Theft of a horse, price xl s., and fundry household goods, value xl s., from John Spedane furth of Blakhalche: *Item*, for art and part of the Theft of xl sheep ('wedderis') from John Spedane and Andrew Michelfone furth of Blakhalche: *Item*, for art and part of the treasonable in-bringing of the Robsonis, Doddis, and Charlis, Englishmen, to the Burning of Hirdmanstoune, belonging to Adam Ruthirfurde: And for art and part of the Stouthreif of v horses and mares, price xx l., from the said Adam at the same time: *And* for the Burning of certain corns, extending to ij^c bolls, price of each boll 3s. The loss sustained in Burning the houses of Hirdmanstoune extending to x l.:⁴

¹ John Colthird, in Rutherfurde, was the same day convicted of art and part of the cruel Slaughter of John Jakstone and James Jakstone, and beheaded.

² There is no mention made of the nature of his crime.

³ See Nov. 9 and 10, 1502.

⁴ It is likely there must be an error in the Record here, or that the fire had been very partial, and confined to a small part of the barns or other offices.

ITEM, for art and part of the treasonable in-bringing of Archibald Armeſtrang, Ninian Armeſtrang, David Turnbull of Bonecheſtir, and other Traitors of Levin and Liddaliſdale, to the Burning of the places of Thomas Young, Thomas his ſon, William Johnſone, and Symon Leich in Cragend of Mynto; and for the Burning of ſeven horſes belonging to them, at the ſame time; the loſs ſuſtained in Burning the foreſaid Houſes, and goods therein, being to the value of xl l.: ITEM, for art and part of the treasonable in-bringing of the ſaid Traitors to the 'Hereſchip' and Stouthreif of xvj oxen and cows, iiij horſes and mares, from the ſaid Tenants of Mynto, ij cows from Margaret Urd, ij mares from Gilbert Johnſone, j mare from Symon Leiche, together with fundry other goods to the value of xl li., plundered from the ſaid Tenants at the ſame time.—William Turnbull of Mynto became ſurety to ſatiſfy the parties.

Slaughter.

Nov. 7.—GEORGE TURNBULL, in Wyndis, and twenty others of the name of Turnbull, (among others *Blew Johne*.) Alan Davidſone, tawbonare,¹ George Turnbull of Hawroull, Mark Ker of Dolphintoune, Thomas Turnbull of Bethroull, &c., were amerced in xl l. for each of theſe perſons failing to enter and underly the law for art and part of the cruel ſlaughter of Robert Oliuer.

Stealing Horses, Cattle, and Sheep — Resetting Rebels, &c.

[THIS portion of the Register of the Juſtice-aire of Jedburgh affords numerous inſtances of the activity of the family of the OLIVERS in Stryndis, who appear to have made the moſt of the recent Michaelmas moon, the Goddess of the Borderers in their 'Hereſchips' and forays! The moſt intereſting and curious of theſe entries are thoſe which follow, though other Murders, Stouthreifs, and 'Hereſchips,' to a conſiderable extent, are alſo recorded.]

DAVID OLIUER in Stryndis, called *David na gud Preiſt*, produced a Remiſſion for art and part of the Theft of xij oxen and cows from Sir David Hume, kn^t, furth of Lawmer-mur: *Item*, for art and part with Thomas and Andrew Grymiſlaw in their theftuous deeds; and for Reſetting them at the time they were at the horn: *Item*, for art and part of the Theft of a mare from John Douglas, furth of Jedworthe: *Item*, for art and part of the Theft of two horſes and a mare, price of each viij merks, from William Pary, John Jameſone and Belly Ruſſel, furth of Neſbit: *Item*, for art and part of the Theft of xx ſheep, price of each vj ſ. from George Dowglas furth of Trowis.—Andrew Ker of Farnyhiriſt became ſurety to ſatiſfy the parties.

Sheep-stealing.

ROBERT OLIUER in Stryndis and David Oliuer there, produced a Re-

¹ Player on the *tawbroun*, *talbron*, or *tabberne*; a kind of drum.

JEDWORTHE.

mission for art and part of the Theft of xxxvj ewes ('zowis,') xl sheep, and xxv sheep, from William Ker furth of Dernewik-mure.—Andrew Ker of Farnyhirft became surety to satisfy the parties.

Sheep and Cattle-stealing — Slaughter.

ROBERT, JOHN (brother of Ingram), and DAVID OLIVER in Stryndis allowed to compound, by virtue of a Remission, for art and part of the Stouthreif of ij^c sheep from the Tenants of Jedworthe, Rowcastell, Langtoun, and Bethroull: *Item*, the said Robert and John for art and part of the Theft of vij oxen and cows from Philip Ormiston, furth of Maxtoun: *Item*, the said Robert for art and part of the cruel Slaughter of John Moffet: *Item*, for art and part of the Stouthreif of xxxij oxen and cows, ij^c 'zowis' and 'wedderis,' iv horses and mares, and fundry other goods to the value of xl li., from John and Robert Barnisfader, furth of Kelskop: *Item*, for art and part of the cruel Slaughter of Robert Brig, at the same time: *Item*, for Treason of old and new.—Mark Ker of Dolphinstoun became surety for John Oliver, to satisfy the parties; and Andrew Ker of Farnyhirft for the others.

Stealing Horses and Cattle — Stouthreif, &c.

LONG JOHN OLIVER, LITTLE JOHN O., and DAVID O. in Stryndis, were allowed to compound, by virtue of Remission, for Stouthreif of vj oxen, price of each xxx f., &c.¹ 'Unius eque,² precium x marc.; unius olle,³ precium xxxij f.; alterius, precium xvij f.; unius toge de Rowane-tanne,⁴ precium iij li.; unius le kirtill de braid red,⁵ precium iij li.; alterius subuncle, le kirtle, braid rede, precium iij li.; unius toge bronej,⁶ precium xl f.; iv flamearum,⁷ precium xxx f.; ij parium linthiamini,⁸ precium xx f.; ij lodicum,⁹ precium x f.; unius le covering, precium v f.; quinque ulnarum pannj, le smale quhite,¹⁰ precium xx f.; ij le farkis,¹¹ precium x f.; unius deploidis,¹² precium xxx f.; unius paris galligarum de cariffay,¹³ precium x f.; et aliarum rerum utenfilium ad valorem vij li.; a Martino Wode extra Quhitefelde: Et pro arte et parte Oppressionis facte dicto Martino eodem tempore.—Mark Ker (of Dolphinstoun) and Andrew Ker of Farnyhirft became sureties.

Intercommuning, &c. with the Duke of Albany.

Nov. 8.—ROBERT ANISLE (near Dolphinstoun?) produced a Remission

¹ The rest of the enumeration is so curious, that it is proper to give it in the words of the Record.

² A mare. ³ A pot. ⁴ A gown of Rouen tawny, (of orange colour.) ⁵ Of broad red

cloth. ⁶ A brown gown. ⁷ Veils or scarfs. ⁸ Linen sheets. ⁹ Bed-sheets.

¹⁰ 5 Elms of small (narrow) white cloth. ¹¹ Shirts. ¹² A doublet, *quasi vestis duplex*.

¹³ A pair of kersey galligaskins, 'shankis,' or hose.

for art and part with Alexander Stewart, formerly Duke of Albany, in his treasonable deeds, 'Herefchips,' and Stouthreifs.

Stouthreif — Slaughter, &c.

ROBERT OLIUER, in Lufruthir, Robert O., brother's son of David, James Oliuer, burges, and Robert Walche in Mervynnis-law, produced a Remission for art and part of the Stouthreif of ij^e sheep, price 100 merks, xxix cattle, price three score merks, four horses, price xij l., and fundry other goods and utenfils, value xx l. from John and Adam Barnisfader, furth of Kelschop: *Item*, for art and part of the cruel Slaughter of Robert Brig and Adam Barnisfader at the same time.—Ralph Ker of Prymsfyloche became surety for satisfying the parties.

Stouthreif — Sheep and Cattle-stealing.

RALPH ANISLE, near Dolphinstoune, produced a Remission for art and part of the Stouthreif of I^e sheep, x oxen and cows, from John Smyth, furth of Glengelt.—Mark Ker of Dolphinstoune surety to satisfy the parties.

Stouthreif in Company with the Armstrangis — Fire-raising, &c.

HECTOR LAUDIR, in Clerklandis, produced a Remission for art and part of the Stouthreif of xl cattle from John Scot furth of HODUM-HOUSE, in company with the Armstrangis: *Item*, for art and part of the Burning of the Place of QUHITSLAIDE, &c. &c.—John Scot in Walis became surety to satisfy the parties.—Robert Scot of Stirkschawis also became his surety, for being art and part of the Stouthreif of three score '3owis'¹ from John Thomfone furth of Hertberne, &c. &c.

Sentence of Death against the Olibers.

A DOME, in falt of borowis,² gevin apone þe OLIUERIS, as followis,

THIS COURT schawis for law, That forfamekill as ROBERT OLIUER in þe Stryndis, Daid Oliuer þar, Martine Oliuer þar, and Mathow Oliuer þar, has committit diverse Reiffis, Herefchippis, Slaughtaris, and Stouthis; ffor þe quhilkis þai have takin þame till oure foverane lordis Remiffioun, and has refutit to fynde sufficient fouerteis for satisfactioun of parteis, as law will, efter þe forme of law: That þarfore the Sheref of Roxburcht, fall tak the saidis Robert, Daid, Martine and Mathou, ande put þame in presone and fure keping, as he will anfuer, for þe space of fourty days; at the ische³ of þe quhilk terme ande ende of xl dais, þe saidis fouirteis being unfundin, as said is; þat þe saidis Robert, Daid,

¹ Ewes.

² Caution, surety.

³ Expiry, termination.

Martine and Mathow be had to þe Gallowfe and HANGIT quhill pai be dede. And þat I gife for dome.

MEMD. þat þe saidis Robert Oliuer, David Oliuer, Martine Oliuer, ande Mathou Oliuer war deli-
verit to þe said Sheref, incontinent eftir þe faide DOME, to be kepit and demanit as said is, eftir þe
forme of þe Dome foresaide.

Slaughter — Stouthreif — Taking Ransom, &c.

JOHN FAULO, in Litildene, produced a Remission for art and part of the cruel Slaughter of David Henrifone, at the Kirk of Maxtoun: *Item*, for art and part of the Stouthreif of xx oxen and cows, v horses and mares, and I^c sheep, from Alan, John, and William Henrifone, furth of Murhouflaw, in company with Thomas Grymisflaw and his accomplices, the King's Rebels and at the horn.—George Fawlo of Wellis became surety to satisfy the parties.—He also produced another Remission for art and part of the treasonable taking of Thomas, John, Alan, and Thomas Henrifone, junior, furth of Murhouflaw, in company with the King's Rebels, viz. the Ruthirfurdis, and carrying them to Christopher Milburne and Bertholomew Mylburne, English-men, and detaining them there for the space of three months: *And* for art and part of redeeming them, viz. 'ransomyng' at the rate of xx l. Scotch money: *Item*, for art and part of the Stouthreif of four score oxen and cows, ij^c sheep, from the said Thomas, &c., furth of the Place of Murhouflaw, price of each cow ij merks, price of each ox ij merks, price of each sheep iiij s., &c. &c.—Walter Haliburtoun became surety to satisfy the parties for the 'ransomyng' of the said persons; and Alexander Lord Hume, for the said goods.

Bringing in the Traitors of Levin — Hereschip of Syntoun.

Nov. 9.—DAVID SCOT, called *Lady*,¹ produced a Remission for art and part of the treasonable inbringing of the *Armstrangis*, Traitors of Levin, to the 'Hereschip' and Stouthreif of nine score oxen and cows, xx horses and mares, and fundry other things to the value of xl merks, from the Tenants of Syntoun.—He became surety, of consent, to satisfy the parties.

Slaughter — Stouthreif of Cattle, &c.

JAMES GRAY in Fawlishope, and William Dun in Quhitmer, produced a Remission for art and part of the cruel Slaughter of Anthony Tayt: *Item*, for art and part of the Stouthreif of iv horses from the said Anthony, at the same time: *Item*, for art and part of the Theft of eight score of sheep from George Tait, furth of Pyrne, and xl sheep furth of Gaithope, &c. &c.: *Item*, of a horse

¹ For farther notices of this worthy, see Nov. 6 and 10, 1502.

and eighty sheep from William Cleghorne : *Item*, of eight score and fix 'hoggs'¹ from George Tayt and his Tenants, furth of Pyrne and Sithop : *Item*, xvij 'gayt'² from John Cleghorne : And other goods to the value of xl f.—James Ker of Lintoune became surety to satisfy parties.

Slaughter—Resetting 'Hob the King,' and 'Dand the man,' &c.

WILLIAM KER in Quhitmere, James Elwande³ there, and Alexander Gray in Grenehede, produced a Remission for art and part of the cruel Slaughter of John Furde, in the town of Selkirk. Ralph Ker of Prymfydloche became surety to satisfy the parties.—PATRIK GRAY, with Ker and Elwalde, produced a Respite for Resetting the sons of William Elwalde, 'Hob⁴ be King,' and 'Dand⁵ be man,' in their treasonable deeds ; and specially, in the Theft of nine score of sheep furth of Tweddale and Laudirdale.—James Ker of Lintoune surety to satisfy parties.

Concealing 'Paife Penneis.'

ROBERT LOFTHOUS⁶ in Lyndene, CONVICTED of concealing certain 'paife penneis'⁷ to the value of x merks, on his own Confession.—BANISHED furth of Scotland. To remove within xl days, under pain of 'tinsal'⁸ of his life.

Oppression — Stouthreif — Convocation, &c.

Nov. 10, (*dies Jovis*.)—ADAM DOUGLAS, and Robert, Henry, Symone, and George D. in Swynfyde, his brothers, permitted to compound for art and part of the Oppression done to William Colvile of Ravinniscrag, Robert Boyd, and John Kennedy, in taking and detaining them upon Levin,⁹ and destroying iij horses belonging to the said persons, at the same time : *Item*, for art and part of the Stouthreif of a sword, a shield, a purse,¹⁰ and xl therein, from the said William Colvile at the same time : *Item*, for Convocation of the lieges, and coming upon Sir William Colville of Uchiltre, in Hordane,¹¹ wishing to slay him on forethought felony.—Ralph Ker of Prymfidloche, surety to satisfy the parties.

Oppression done to the Laird of Ochiltree.

ROBERT and HENRY DOUGLAS, brothers, permitted to compound for

¹ Sheep of one year old. ² Goats. ³ Elwalde. ⁴ A familiar Border abbreviation for Robert, not *Halbert*. ⁵ Andrew. ⁶ Now *Loftus*. ⁷ See Note to Nov. 21, 1493. ⁸ Loss. ⁹ A district of Lancashire, then infamous for its 'Traitouris' and 'lymmaris,' who made numerous raids and forays every year on the least protected parts of the Scottish Borders. To do justice to the Borderers of the Scottish side, they were to the full as active as their Southern neighbours, and frequently penetrated as far as the heart of Yorkshire, and the adjacent counties. ¹⁰ 'Unius Mancipij,' which generally denotes a deed of conveyance, or title-deed. In the present instance, it may be figuratively put for some sort of purse or scrip. It is more probable, however, that the word has been erroneously transcribed from the Dittay by the clerk, in place of *marfupij*, (or *marcupij*, as it was sometimes written,) a purse. ¹¹ Harden.

art and part of the Oppression done to Sir William Colvile of Uchiltre, in occupying, labouring, and manuring his lands of Farnesfyde and Hardane, and taking and keeping his Houfe or *Pele*,¹ in Hardene, without any Lease or title of law : *Item*, for the Theft of iij oxen from the said Sir William Colvile, furth of Synlawis.—Ralph Ker of Prymfydoche became surety to satisfy the parties.

Reset — Intercommuning with the Armstrangis, &c.

ADAM SCOT, in Hawcheferis, produced a Remission for art and part of the theftuous Resetting of fix score sheep stolen by the Laird of Mynto from George Ruthirfurde, furth of Langnewtoun and Sandyftanis : *Item*, for Resetting, supplying and intercommuning with Archibald and Ninian Armstrang, William Scot, and their accomplices, the Kingis Rebels.

Hereschip of Syntoun — Slaughter, &c.

DAVID SCOT, (callit) *Lady*,² produced a Remission, for art and part of the treffonable in-bringing of the ‘Armstrangis,’ to the ‘Hereschip’ and Stouthreif of nine score of oxen and cows, xx horses and mares, and other goods and gear, to the value of xl merks, from the Tenants of Syntoun : *Item*, for art and part of the cruel Slaughter of George Newtoun and George Caveris, at the same tyme.—He became surety, with consent of party.

Sheep-stealing — Stouthreif, &c.

DAVID SCOT, (callit) *Lady*, produced a Remission for art and part of the Stealing of three-score sheep (‘wedderis’), price of each vj l. viij d., from Ralph Ker, furth of Bradmedowis : *Item*, for art and part of the Stouthreif of vj oxen and cows, and other goods and gear to the value of x merks, from William Atkin, and John his son, furth of Hanyng.—William Turnbull of Mynto became surety to satisfy the parties,

Oppression done to the Laird of Uchiltree.

JOHN DOUGLAS, brother to the Laird of Bon-Jedworthe, William his brother, James Douglas in Swynfide, John, Adam,³ and John⁴ his brothers there,⁵ James Douglas in Onstoun, George Douglas in Swynfide,⁶ John Davidfone in Bank, William and George, sons of the said John, Cristopher Davidfone, John Riddale, junior, of that ilk, James Davidfone, son of Richard, convicted of art and part of Oppression and Convocation of the lieges, and coming upon Sir William Colvile of Uchiltre, kn^t, at his lands of Hardane-hede, in the year 1502.

See Nov. 18, 1498, *Note*. . . ² See Nov. 6, 1502, &c. . . ³ ‘*Remissio*.’ . . ⁴ It was not unusual to call two or more sons by the favourite family name, which often occasions much confusion and embarrassment to genealogists, in preparing family histories. . . ⁵ ‘*Remittitur per Regem*.’ . . ⁶ ‘*Remissio*.’ These words are on the margin of the Record.

The Master of Angus amerced, &c.

Nov. 12, (*dies Sabbati*).—DAVIDSON, alias *Grace behind him*. George, Master of Angus, often called to enter Davidfone, *alias Grace behind him*, 'prout recepit eum in Portuferio,¹ et in defectu executionis sui in amerciamiento est primum Iter.—Amerciat x li.'

Burning the Place of Riddale, &c.

Nov. 14, (*dies Lune*).—DAVID TURNBULL of (in ?) Toftis, allowed to compound under a Remission for Resetting, supplying, and intercommuning with Robert Turnbull, called *Muriale*, the Kingis Rebel, and at his horn; and specially, at the time of the Burning of the Place of the Laird of Riddale, and Stouthrief of twenty-four score of sheep, two cows, and fundry other goods and utenfils; the losf sustained in the Burning of the said Place, and 'Herefchip' of the forsaid goods and utenfils, from the said Laird of Riddale, extending to 200 merks: AND also, of the Slaughter of a black horse at the same time, price x l., pertaining to Robert Scot: *Item*, for art and part, along with the said Robert Turnbull and his accomplices, at the time of the Burning of the said Place, and 'Herefchip' of the foresaid goods.—John Turnbull of Toftis became surety to satisfy the parties.

Resetting Richard Armstrang, &c.

PATRIK SCOT, son of Adam in Hardwodhill, produced a Remission, for Resetting Richard Armstrang, called *Skaw*, in his Thefts: and specially, in stealing 200 sheep from David Hoppringill, furth of Fechane, in company with Alexander Scot.—Walter Scot of Howpasslot, and Robert Scot of Stirkfchawis, became sureties to satisfy the parties.

Stouthreif—In-bringing Sir John Musgrave, Englishman, &c.

ADAM TURNBULL, in Hornishole, now in Chalmerlane-Newtoun, produced a Remission for art and part of the Stouthreif of four-score sheep, ('wedderis,') from Ralph Ker and William Wode, furth of Bradmedowis: *Item*, for art and part of the treasonable in-bringing of SIR JOHN MUSGRAVE, *Englishman*, and for Intercommuning with him at the said time, in treasonable manner, &c. &c.:² *Item*, for art and part of the Stouthreif of eight score sheep ('3owis' and 'wedderis,') furth of Hundalishop, &c.: *Item*, five score sheep from William Turn-

¹ L. B. *Portiforium*. This signifies he received him in *Porteous*, or roll. *Porteous*, *portuass*, *porthouse*, or *portase*, generally denoted a Breviary or Mass-book, from its being portable; but it was of old chiefly used, in Scotland, to signify a Roll of Dittays or criminal Indictments, which was given up by the Justice Clerk at each Aire to the Coroner, that the parties might be duly cited. The term is still used in practice, and 'the *Porteous-Roll*' is to this day regularly made up for each Circuit.

² The catalogue of crime which follows is of no interest, being petty Thefts of sheep, &c.

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bull, furth of Aikwode, &c. : *Item*, three score sheep ('zowis' and 'wedderis,') from the Abbot of Kelfo and Ralph Ker, furth of Caldschelis : *Item*, of art and part of the treasonable in-bringing of *Archibald* and *Ninian Armstrang*, to the Stouthreif of ten score oxen and cows, and four score horses and mares from James Newtoun, furth of Syntoun.—The said James became surety, &c. *Item*, for art and part of the Stouthreif of xvij oxen and cows, price of each 2 merks, a doublet,¹ a sword, and xl s., two horses, price of each 5 merks, xl sheep ('wedderis,') price v s. vj d., three score sheep, price of each v s. vj d., from John Quhite, furth of the Hospital of St Leonard, near Peblis, at fundry times.—Walter Scot of Howpallot became surety to satisfy the parties.

Burning of Selkirk—'Hereschip,' &c.

ADAM TURNBULL, in Hornishole, now in Chalmerlane-Newtoun, produced a Remission for art and part of the treasonable in-bringing of SIR JOHN MUSGRAVE, *Englishman*, to THE BURNING OF SELKIRK and 'Hereschip,' and Stouthreif of goods therein, to the value of 1000 merks, from the Inhabitants and tenants of the said town.—George Turnbull of Hawroull and Bertholemew Turnbull in Rowflat, became sureties to satisfy the parties.

Stouthreif—Horse-stealing—Resetting, &c.

NICHOLAS RUTHIRFURDE produced a Remission for art and part of the Stouthreif of two horses from the Priores of Haddingtoun : *Item*, for the Stouthreif of a 'caldrone'² from the wife of Richard Ruthirfurde : *Item*, of a cow from Lawrence Pile : *Item*, for Stealing 5 horses from the Earl of Huntlie : *Item*, for Stealing a horse from Thomas Hall.—John Ruthirfurde of Hundole, and Thomas his brother, became sureties to satisfy parties.—He also produced a Remission for himself and Thomas R. in Grange, for Resetting, supplying, and Intercommuning with THE RUTHIRFURDIS, the Kingis rebels.

Stealing Horses from the Army at Norhame.

NICHOLAS RUTHIRFURDE, in Hindole, produced a Remission for art and part of the Theft of five horses from the Kingis Army of Norhame.—John Ruthirfurde (of Hundole ?) became surety to satisfy the parties.

'Hereschip' of Fastheuche and Hangingschaw, &c.

PHILIP TURNBULL, in Quhithop, and David Turnbull, in Carlingpule, produced a Remission for art and part of the treasonable In-bringing of the Thieves and Traitors of Levin to the 'Hereschip' and Stouthreif of the goods being in Fastheuche and Hangingschaw, belonging to John Murray, &c. &c.

¹ 'Unius deploidis ;' q. d. *duplex vestis*.

² 'Unius cacobi, le caldrone.'

Resetting the 'Armstrangis' and the Son of the Laird of Tuschelaw.

PATRICK TURNBULL, in Walchope, produced a Remission for Resetting, Supplying, and Intercommuning with Archibald and Ninian Armstrangis, and William Scot, son of David Scot of Tuschelaw,¹ in their Stouthreifs, Slaughters, Burnings, and other crimes committed by them.

Slaughter—Burning of Bernehill—'Hereschip' of Merecleughe—Resetting Rebels, &c.

PETER TURNBULL, in Bonechestir, produced a Remission for art and part of the cruel Slaughter of James Ruthirfurd, son of Adam, at the Kirk of Hawick: *Item*, for art and part of fortifying of the treasonable Burning of the Place of Bernehill, and also of twelve score bolls of oats, fix score bolls of bear,² and fixty bolls of wheat, pertaining to George Ruthirfurde of Langnewtoun: *Item*, for art and part of the 'Hereschip' of xxv oxen, xxviiij cows, xvj '3oung nolt,'³ and three score sheep, from the said George: *Item*, for art and part of the Burning of iij horses, viij mares, and fundry other goods, to the value of xx l., at the time of the Burning of Bernhill, pertaining to the said George: *Item*, for art and part of Stouthrief of xl oxen and cows, v horses and mares from John Grymislaw, furth of the Place of Camys, in company with the King's Rebels, viz. being Turnbullis, and at the horn, for art and part of the cruel Slaughter of James Rutherfurde: *Item*, for art and part of the treasonable In-bringing of fundry English to the 'Hereschip' of Merch-cluche and Stouthreif of iv horses and fundry goods and gear from Robert Laudir, furth of Merecluche: *Item*, for art and part of taking the said Robert at the same time, and detaining him in Bewcastill, in England, until he redeemed⁴ himself: *Item*, for art and part of the Stouthreif of eight score and fix sheep ('hoggis'),⁵ from George Tait and his Tenants, furth of Fichop: *Item*, for art and part of Stouthreif of xvij goats, and fundry goods and utensils, from John Cleghorne, to the value of xl s. furth of Lethanehoip: *Item*, for art and part of the Theft of xl sheep ('3owis'),⁶ from Williame Cleghorne, furth of Lethanehope: *Item*, for art and part of the Burning of xxvj bolls of bear and xl bolls of oats, pertaining to George Ruthirfurde of Langnewtoun, in his Place of Sandystanis, in company with John Turnbull of Mynto and his accomplices: *Item*, for art and part of the Stouthreif of twenty four score sheep from the said George Rutherfurde, furth of the said Place of Sandystanis: *Item*, for Resetting, supplying, and intercommuning with Mark Turnbull and John Turnbull, the Kingis Rebels.—Adam Turnbull of Bullirwell surety to satisfy parties.

¹ For the fate of a future LAIRD OF TUSCHELAW, and that of the celebrated JOHNNIE ARMSTRANG, see May 16 and 18, 1530. ² Barley. ³ Young cattle. ⁴ Ransomed. ⁵ A year-old sheep, before losing its first fleece. ⁶ Ewes.

Burning and 'Hereschip' of Borthuicksheills.

Nov. 15, (*dies Martis*).—EWMUND ARMSTRANG,¹ in Liddalisdale, and George and Hector, his brothers, there, compeared by the King's command, and were accused of art and part of the Burning and 'Hereschip' of Borthuicshelis, viz. iij^{c2} sheep, iij^{xx3} oxen and cows, xx horses and mares, and fundry goods and utenfils, to the value of I^c merks, from Mark Ker of Dolphingstoun and the Tenants thereof.—They found Hector and George Armstrangis, brothers, as their sureties for satisfying the parties.

Stealing a Stallion from the Earl of Levenox.

GEORGE ARMSTRANG, brother of Hector, in Liddalisdale, compeared, and was accused of art and part, along with one called Douglas, in his Thefts; and specially, in the Theft of a brown curfour,⁴ price xxx 'Angel Nobillis,' from the Earl of Levenox, furth of Edinburghe.—He found Hector, his brother, cautioner to satisfy parties.

Sacrilege—Plundering the Kirk of Jedworthe.

ROBERT RUTHIRFURDE, in Todlaw, produced a Remission for art and part of the Theft of certain 'cuscheis of filk,'⁵ sheets, linen cloths, 'fustiane,' 'scarfs,'⁶ and other clothes, furth of the Kirk of Jedworthe.—Robert Turnbull of Blindhalche became surety to satisfy parties.

Forethought Felony, &c.

ALEXANDER WYNDIS OF THAT ILK, convicted of the forethought felony done to Philip Faula, on St Mary's day: *Item*, of art and part of the forethought felony done to the said Philip, in riding to Braxhame.—Robert Scot amerced xl l. for his non-appearance to underly the law.

Stouthreif and Hereschip of Oxen, Horses, &c.

WALTER TURNBULL, in Braxhame, produced a Remission for art and part of the Stouthreif of eight score and eight oxen and cows from Patrick Murray and John Murray, furth of Carterhalche: *Item*, for art and part of the 'Hereschip' of fundry goods and utenfils, to the value of three score merks, from the said Patrick and John, furth of Carterhalche: *Item*, for art and part of the 'spuilzie' of ij horses, price xl l., from the said John, furth of Carterhalche, in company with the Traitors of Levin.—George Turnbull of Hawroull and Robert Scot of Stirkschawis, became sureties to satisfy the parties.⁷

¹ See May 18, 1530, &c. ² 300. ³ 60; three score. ⁴ Stallion. ⁵ Probably cushions, on which to place their Mass-books, &c. ⁶ Or surplises; 'flammeorum.' ⁷ 'SUMMA Totalis hujus Extractus (viz. Itineris Justicie de JEDWORTHE), Ij^m.V^c xli li.' (L.2541.)

CURIA Itineris Justiciarie, inchoata apud burgum de SELKIRK, die Jovis, xxvij die mensis Nouembris, 1502; coram ANDREA DOMINO GRAY, Justiciario, &c.

Sheep-stealing—Stouthreif.

Nov. 28, (*die Veneris*.)—WALTER SCOT, son of Walter Scot of Edschaw, permitted to compound, under a Remission, for art and part of the Theft of four score sheep, price of each 5*l.*, from William Ker, furth of Jare, &c.: *Item*, for art and part of the Theft of three score sheep, from Robert Broune and John Turnbull, furth of Selkirk, &c.: *Item*, for common Theft and Treason.—James Scot, in Askirk, surety to satisfy parties.—He was likewise permitted to compound, under another Remission, for art and part of the Theft of three score sheep, from the Abbot of Kelso and Ralph Ker, furth of Caldschelis. Robert Scot of Stirkschawis became surety to satisfy parties.—He was also allowed to compound, under a third Remission, for art and part of the Stouthreif of four score sheep ('wedderis') from Ralph Ker, furth of Braidmedowis, &c.—Surety the same as above.

Violent occupation of the Lands of Thirlestane.

Nov. 30, (*die Sabbati*.)—WILLIAM SCOT, in Thirlestane, came in the King's Will for art and part of breaking the King's Protection upon Sir Patrick Crechtoun of Cranstoun-Riddale, in occupying and labouring his fet or assedation of Thirlestane, without a lease, from the said Patrick.—Walter Scot of Buccluche surety to the King and party.¹

CURIA Itineris Justiciarie, inchoata apud burgum de PEBLIS, die Lune, xxj die mensis Novembris, 1502.

The Laird of Horne-Huntaris-Landis.

THE LAIRD OF HORNE-HUNTARIS-LANDIS being often called for suit and presence due for the said landis, and not compearing, was amerced in defect of suit.²

CURIA Itineris Justiciarie, tenta in Pretorio burgi de EDINBURGHE, die Sabbati, quarto die mensis Februarij, 1502-3, coram ANDREA DOMINO GRAY, Justiciario, &c.

¹ 'SUMMA totalis hujus Extractus, I^{cxv} li.' ² 'SUMMA totalis hujus Extractus, Iij^c li.' There were no cases of any interest; but a number of persons were fined for not giving suit and presence, among whom the instance which is noticed is the only remarkable one.

Slaughter of Edward Huntare of Polmude.

Feb. 4.—GILBERT TWEDY, John Beres, and Andrew Chancellor.—John Twedy of Drummelgear, Walter Twedy in Hawmyris, and William Twedy there, became sureties conjunctly and severally for the entry of the said Gilbert, &c. at the next Aire of Peblis, on the second day thereof, before the said Justiciar, to underly the law for art and part of the cruel Slaughter of Edward Huntare of Polmude, under the pain of l^r merks for the said Gilbert, xl l. for the said John, and xl l. for the said Andrew.—The said Laird of Drummelgear declared in Judgement before the said Justiciar, that he had carried the said Gilbert, &c. to the Tolbooth of Stirling, afterwards to the Tolbooth of Peblis, and likewise to the Tolbooth of Edinburghe, to underly the law for art and part of the cruel Slaughter of Edward Huntare of Polmude; and that they were prepared to underly the law, where and when it should please our sovereign lord the King, for the same Slaughter: And that the dilating of the said matter should not tend to their hurt. Upon which he asked an act of Court.

Slaughter.

GEORGE DIKISONE, in Peblis, declared in judgement that he had formerly entered in the Tolbooth of Edinburghe, afterwards in Peblis, and again in Edinburghe, to underly the law for art and part of the cruel Slaughter of Symon Dikifone: And protested, that the dilating of this matter should not tend to his prejudice; and that he was ready to underly the law, when and where it should please our sovereign lord the King: And thereupon asked an Act of Court.

CURIA *Itineris Justiciarie, inchoata apud DRUMFREIS, die Martis, Aug. 13, 1504, coram ANDREA DOMINO GRAY, Justiciario.*

Slaughter of a Chaplain.

Aug. 15, (*tercia die Itineris.*)—ROBERT GRERSOUNE, in Drumfreis, produced a Precept of Remission for art and part of the cruel Slaughter of Sir John M^cbrair, Chaplain, in the Town of Drumfreis.—William Douglas of Drumlangrig became surety to satisfy parties.

Burning the Town of Dumfries.

Aug. 17.—GILBERT THOMESONE, CONVICTED of the theftuous taking of merchandize from the merchants of DRUMFREIS, at the time of the BURNING thereof: *Item*, for art and part of the theftuous taking and concealing of xlv sheep furth of Schellop: *Item*, of Common Theft, and common Refet of Theft.—HANGED.

Treason — Intercommuning with the Thieves of Eskdale.

ADAM BATY, CONVICTED of art and part with the King's Rebels, at the horn, being of 'Eskdale' (Eskdale), in their Thefts and Treasonable deeds: And for favoring, supplying and assisting them in their Thefts: And of common Treason, of new.—HANGED.

Intercommuning with the 'Armstrangis' on 'Skir-Thurisdag.'

THOMAS SCOT in Prestif-dikis came in will for Intercommuning with the Armstrangis, the King's rebels, being at his horn, on Thursday called '*Skir-Thurisdag*,'¹ in the year 1504.—Sir Adam Murray, kn^t, became surety to the King.

Destroying the Woods of Lochmabane, &c.

JAMES MONSE,² near Lochmabane, came in the King's Will for destroying the Woods of Lochmabane, Bukrig, Heichrig, Rammerfkalis, and Rowkell-park.—Gavin Murray, brother of the Laird of Cokpule, became surety to the King and party, iiij li.

Intercommuning with the Duke of Albany.

ROBERT RAMSAY, in Rammerfkalis, produced a Remission for being with Alexander late Duke of Albany, in his 'Herefchips' and evil deeds.

Salmon-Fishing in Close time.

JOHN PATTONSOUN, in Tasseholme, CONVICTED of Fishing (Salmon) in the water of Annand, during the prohibited time, was amerced in v l.—William Jarding, called '*braid-fuerd*,' surety to the King and party.

Slaughter of the Laird of Dunwedy.

JOHN JARDING, in Sibbald-befyde, produced a Remission from the King, for art and part of the cruel Slaughter of Thomas Dunwedy of that Ilk, at his Place of Dunwedy.³—ROBERT BRIG, living with Alexander Jarding, also pro-

¹ SKYIR-THURISDAY, (*Maunday-Thursday* of the English Church,) the Thursday before Good Friday. It is also called *Holy Thursday*, which is the proper derivation of the term, from E. *ſkeere* and A. S. *ſeir*, clean, pure. It was instituted in commemoration of the washing of the disciples' feet by our Saviour; and some have thought the English term thence originates, i. e. *dies Mandati*, '*Mandatum novum de vobis*,' &c.: But it rather seems to take its name from the *Maunds*, i. e. hand-baskets, in which the provisions, alms, and offerings to the poor were carried.

² This name appears to be the same with that now known as *Mounsey*. It is a singular coincidence that Dr Mounsey, who sprung from the lowest origin in the vicinity of Lochmabane, lived to become proprietor of the estate of Rammerscales, &c. here described.

³ The Lairds of the family of *Dunwiddie* were, unhappily, like many others in these unsettled times, subjected to the violence of their neighbours. Only eight years afterwards, (about 1512,) 'The Laird Dinwiddie was slayne in Edinburgh by two persones, who eschaped by taking the Sanctuarie of Holyroodhouse, a saufgaird much respected in those days.'—*Anderson's MS. Hist. Adv. Library*. Sir James Balfour adds, 'by the JARDANS.'—*Annales*, I. 235.

duced a Remission for being art and part in the commiffion of the fame crime.—
The faid Alexander Jarding became furety to fatisfy the parties.

Slaughter of the Laird of Mouswald.

THOMAS BELL of Curre.—The Laird of Caftelmylk being often called to enter Thomas Bell of Curre to underly the law for art and part of the cruel Slaughter of the Laird of Mouswald, under the pain of I^l., was amerced for his non-appearance. The faid Thomas denounced at the horn.—STEPHEN JOHNSTONE was alfo denounced Rebel for not appearing to underly the law for the fame crime; and William Purdum portioner of Myddilbe was amerced, as his furety, in xl l.

Stouthreif of Horses, &c.

ROBERT DUNWEDY, fon of the Laird of Dunwedy, and Gavin Johnstone, were admitted to our fovereign lord the King's compofition, for art and part of the Stouthreif of four horses price xl l., two candlesticks, one goblet, with fundry other goods worth xx l., from Bartholomew Glendunwyne, in company with the Laird of Johnstone and his accomplices.—Sir Thomas Kirkpatrick of Clofbarne, kn^t, became furety for the faid Robert; and Adam Johnstone of that Ilk became furety for the faid Gavin, to fatisfy parties.

Resetting a Common Thief.

NICHOLAS DUNWEDY, in Dunwedy, called *Gait-fut*,¹ Convicted of Resetting Adam Corry, common Theif, in his theftuous deeds.—HANGED.²

Special License, Respite, and Protection to the Tenants, &c. of the Archbishop of Glasgow, until his Return from Rome.

[THE following document will on all accounts be deemed interesting. It is thus entitled in the Record, 'Hæc est vera copia Respectuacionis Episcopi Glasguen., &c.' Notices of a very great many 'Speciale Respuyttis' of this description are to be found in the Register of the Privy Seal, but comparatively few are engrossed at length in the Register. The purpose of obtaining such Licenses was, not only that they should serve the individuals concerned as passports in foreign countries, but that they and their vassals might be fully protected in their persons and properties, until a reasonable time after their return to Scotland, (usually *forty* days.) This device effectually prevented them from being pursued criminally and put to the horn during their absence, and also operated as a bar to judgments passing against them by default in civil cases.

Notices of some similar Protections are preserved in the APPENDIX to the Trials during this and subsequent reigns.]

Aug. 28.—SPECIALE RESPUYT *in favor of the 'men, kin, tenentis,*

¹ Goat foot.
(L.1887.)

² 'SUMMA totalis hujus Extractus, (viz. Itineris de Drumfreis,) I^mvii^jlxxxvij l.'

factouris and servandis' of Robert Archbishop of Glasgou; and especially for the slauchter of umquhile Thomas Ruthirfurde within the Abbay of Jedworthe.

JAMES be the Grace of God King of Scottis. To all and findri oure Wardanis, Lordis of Counsale and Seffioune, Justices, Sheriffis, Chalmerlanis, Justice-Clerkis, Crownaris, and pair deputis, Provestis and baillies of borowis, and all upiris our officeris, leigis and subditis, spirituale and temporale, quhome it efferis; to quhais knowlage thir oure Lettres sal cum, greting. WIT YE, that forsamikle as ane maist reverende faider in Gode, and our traist consalour, ROBERT ARCHIBISCHOP OF GLASGW and Commendatour of oure Abbay of Jedworthe, is now, of oure speciale Licence, benevolence, and fredome, to pass to þe COURT OF ROME, in certane materis and chargis of ouris: And for þe fulfilling of his Pelgramage and upiris errandis he has pair ado, WE have pairfore takin þe said maist reverende fader his Metropolitane Kirk of Glasgw, þe Dene, Cheptour, Vicaris-generalis and Chanonis of the samyn, þe said Abbay of Jedworthe and convent pairof, and all and findri þe Kirkis, landis, rentis, possessionis, tendis,¹ fructis, reventus, possessionis, priuilegis, rychtis, fredomis, castellis, towris, fortalicis, maner placis, grangis, wodis, lowis,² fischingis, orchatis, medois, and al vpir proffetis and dowetis³ quhatsumevir pertenyng pairto; his Denis, Chalmerlanis, firmaouris, factouris, procuratouris, intromettouris, his men, tenandis, ande servandis, pair takis, malingis, cornis, catell, and all and findri pair guidis, movabill and unmovabill, spirituale ande temporale, quhatsumevir pai be, within our realme; undir oure speciale protectione, mentenans, defense, suple ande saifgarde. AND atoure,⁴ We have RESPUTT, ande be þir oure Lettres, in þe law and by þe law, speciale Resputis, all actionis, causis and querelis quhatsumevir, belanging ws or any upir persone or personis, movit, or to be movit, aganis þe saide maist Reverend fader, his men, kyne, tenentis, frendis, familiaris, factouris and servandis: And specialie, ane Reverend fader in Gode, and our traist consalour, ANDRO BISCHOP OF MURRAY, ane Reverend fader ANDRO ABBOT OF CULROSE, his Abbay and convent, Andro Blacader of þat ilk, Schirris Johne Forman of Ruthirfurde, Baldrede Blacader, knychtis; Adam Blacader, Johne Heriot, Charlis Blacader, Schir Johne Scherare archdene of Rosse, Master Archibalde Layng vicare of Colmonel, Thomas Kennedy of Bargany his fermour, Jonet Layng his sifter, Schir George Akinhede, Schir William Wilkinsone, Schir Robert his bropir, David Congiltoune, Malcum Blair, Dame Elizabeth Edmonstoune lady of Tullyallane, Patrik Blacader hir sone and aire, Johne Maxwell of Nethir Pollock, Johne Maxwel his sone, Alane Stewart of Cardonalde, Patrik Colquhyn of þe Glene, David Brose⁵ of Clakmannane, kny^t, Johne Naper of Merchaniſtoune, Eufame Formane, Thome Huntar, William Manderstoune in

¹ Teinds, tythes.² Lochs, lakes.³ Duties.⁴ Moreover.⁵ Brois, Bruce.

DRUMFREIS.

Hertfide, Patrik Bigholme, Patrik Heriot, George Heriot his broþr, Johne Cokburne, Johne Bully, George Douglace of Bone-Jedworthe, Andro Douglas, Johne Douglas, Robert Douglas, William Douglas, Master Stevin Douglas, David Forfithe of þe Dikis, Johne Douglase in Jedworthe, Margaret Blacader lady of Carnschallo, Johne Maxwel hir sone and aire, Johne Ralstoune of þat ilk, Johne Maxwel of Aikinhede, Schir Johne Rankin Vicare of Girwane, Master Johne Blacader Persone of Kirkpatrik-Flemyng, Schir Patrik Blacader Persone of Ranpatrik, David Douglace in Jedworthe, James Douglace in Vulstoune, Master Thomas Murhede Persone of Lyne, Schir Andro Marschell his fermour, Robert Blacader sone and apperand aire to Andro Blacader of þat ilk, George Hume of þe Spote, James Weir, Hew Weire his sone, Hew Weire elder, William Huchonsone, Thom Huchonsone his sone, Thome Smyth, Andro Clerkfone, Johne 3oung, Stevin Lythgw, Johne Grahame, Lowen¹ Cadzeu, Thomas Tuedy, Johne Huchonsone, Peter Loky, Johne Twedy of Drummelzare, Marc Trumbill, Adam Trumbill of Philophauche, Williame his sone and apperande aire, James Turnbule in Kirkhop, James Trumbill in Gargonno, Robert Murhede, Johne Adamsoune, Robert Scot in Hanyng; and all and findrie utheris his men, kyne, tenentis, factouris and fervandis, alse weil at² ar nocht specefyt as specefyt, þair beneficeis, landis, takis, malingis, rentis, possessionis and gudis, to cese and rest fra þe day of þe passing of þe said maiste Reverend fader furthe of oure realme, quhill³ his retornyne and comyne agane in þe same, and fourti dais þaireftir. AND mare-atoure,⁴ We have EXEMIT,⁵ and be þir our letteris, specialie Exemis al þe personis abone expremitt, alse weil nocht nemmit as namyt, fra al comperence to Justice airis, Chalmerlanis-airis, Wardane-courtis, Sessiois, Sheref-courtis, and al uthir Courtis, for all þe time abone writtin. And inlikwise, We have RESPUYT, and be þir presentis in þe law and by þe law, specialie Resputis all þe foresaidis personis and all utheris, alse weile nocht nemmit as nemmit, quhilkis ar or sal happin any tyme to cum, induryn þis oure Respuit, to be indictat, attechit or accusit for þe slauchtir of umquhile Thomas Ruthirfurde, committit and done within our Abbay of Jedworthe; or for art and part, assistance, rede, counsaile or being in þe same, remanyng, or way-passing with þe slaier or slaieris, or for lying furthe and non-entre to our lawis fore þe same; or for gadering and convocatione of our liegis, þe said tyme, or þeireftir; and for al cryme, actioun, and cause þat may be input to þame, or any of thame tharthrouch; exceppand⁶ þame þat slew the said Thomas with þair handis, to be unattachit, unarrestit, uncallit, unconvenit, unsummonit, unchalhangit, unvexit or trublit, in þe law, or by þe law, in þair personis, þar borowis,⁷ landis, and gudis quhatfumevir, for oure unlawis of

¹ Perhaps for Lowrie; Laurence.
more.

⁵ Exempted.

² As well those that (or who).

³ Until.

⁴ Further-

⁶ Excepting, saving.

⁷ Cautioners, sureties.

non-comperence to ovr lawis, or ony uthir maner of way for þe said flauchtir, and actionis foresaid, or any part or pont¹ pairof, as said is. AND alse, Resplacis and continuis þe puttin of þame, and ilkane of þaim to our horne, for non comperence to underlie our lawis for þe said flauchtir, or ony pont of þe premiffis, induring all þe tyme of þis our specialle Respuyt. QUHARFOR, We charge stratlie, and commandis all and findri oure officiaris, liegis, and subditis foresaidis, þat nane of 3ou tak apoune hande, til do or attempe ony thing incontrare, or breking of þis our speciale Licence, protectione, and respuyt, for all the tyme abone expremitt, under all þe heaft pane,² charge, and offence, þat 3e and ilkane of 3ou may committ and inrine,³ aganis our maieste, in þat part: Thir oure Letteris, fra þe day of þe passing of þe said maist Reverend fader furthe of our realme, quhil his retornyne and cumyn agane within þe samyn, and fourty dais paireftir to indure, as said is: Providing allvais, þat þis our Respuyt, nor exemp-tioune, sal nocht extende to na crymis, quhilkis salbe committit eftir þe dait of þe fame. GEVIN undir our Prevay Sele, at Drumfreis, þe xxviij day of August, þe 3ere of Gode ane Thousande five hundrethe and foure 3eris, and of our reigne þe xvij 3ere. AND nochtwithstanding þis oure Respuit, We wil þat all þe per-sonis contenit in þe samyn, except þai þat passe with þe said maist Reverend fadir, in propir persone, sal ansuer to al partiis apoune dettis, in quhat Court þai be convenit, except oure aune propir dettis.

JAMES R.

Treason — Wounding (Slaughter?) of the Laird of Craiganis.

[JOHN MASTER OF MONTGOMERY (or of EGLINTOUN, as he is styled in the Peerages) was the second, and then surviving son, of Hugh *third* Lord Montgomery, a distinguished nobleman, who had been a strenuous supporter of the Prince at the Field of Stirling, and for his services was afterwards created Earl of Eglintoun. The crime for which the Master was here summoned, was for the Wounding of William Cuninghame of Craigends. The Master of Eglintoun was killed on the streets of Edinburgh, April 28, 1520, in the memorable Feud between James *first* Earl of Arran and Archibald *sixth* Earl of Angus, best known by the *sobriquet* of *Cleanse the Causeway*.

The authority for the nature of the crime for which the Master was charged, is the following brief notice from Sir James Balfour's treatise, '*De jure Prælationis Nobilium Scotiæ*.'⁴ 'ITEM, I find that Johne, Maister of Montgomerie, is summonit to underlay the lau and censur of Tressone, for the wounding of Villiame Cuninghame of Craiganis.']

Jan. 20, 1505-6.—Quo die, JOHANNE MAGISTRO MONTGUMRY, sepe vocato per literas Summonicionis domini nostri Regis, ad respondend. super certis proditorijs accionibus in dicta Summonicione contentis; et non comparen. continuatur ad diem Martis, tertium diem mensis Februarij proximo futuri, cum continuacione dierum et horarum.⁵

¹ Point.² Highest pain.³ Literally *in-run*, incur.⁴ *Carmichael's Tracts*, p. 89.⁵ *Acta Parl.* II. 262.

High Treason.

(Jan. 20.)—Quo die, DONALDO MAKRANALD BANE, sepe vocato per literas Summonicionis domini nostri Regis ad respondend. super certis proditorijs actionibus in dicta Summonicione contentis; et non comparen. continuatur ad diem Martis, tertium diem mensis Februarij proximo futuri, cum continuatione dierum et horarum.¹

High Treason — Assisting Donald of the Isles, &c. — Fire-raising and 'Hereschips' in Badenoch.

[As the various Feuds, Treasons, &c. connected with the Isles fall to be treated of at large in MR GREGORY'S History of the Hebrides, it is unnecessary to enter on the subject in this place. It may, however, be proper to remark, generally, that Macleod and Donald Ila's fathers married two sisters. The former married Lady Katherine Campbell, in 1498, and the latter (Angus Macdonnel, natural son and heir of entail of John Earl of Ross and Lord of the Isles), Lady Mary Campbell, the seventh and fifth daughters of Colin first Earl of Argyle. In the Appendix to the Trials which occurred during the reign of King James IV, the reader will find many interesting notices in relation to this and other similar cases.]

Feb. 3.—TORCULANE (TORQUILL) MAKCLOIDE OF THE LEWIS.—The quhilk day, in Parliament, sittande ourre souerane lorde THE KING, his thre Eftatis the samyne tym gaderit, Johnne Ogilby, Scheref-deput of Inuernes, present ane letter of Summondis vnder þe quhit walx and testimoniale of þe Gret Sele, of þe quhilk þe tenour followis, with þe tenour of þe executione pairof execute be þe faide scheref-deput.

Summonicio Forisfacture Torculani Makcloide de Lewis.

JACOBUS Dei gratia Rex Scotorum: Vicecomiti et ballivis suis de Inuernese; necnon dilectis nostris Bute, Ormonde, Signiferis; Daud Tempilmane, Duncano Riche, Jacobo Muschete, Ricardo Broune, Johanni Coupere, Nuncijs, et eorum cuilibet conjunctim et diuifim, vicecomitibus nostris in hac parte, salutem. Mandamus vobis et precipimus, quatenus summoneatis legitime et peremptorie coram testibus, TORCULUM M'CLOIDE DE LEWIS, personaliter, si eius presenciam commode habere poteritis, fin autem apud suum proprium locum habitacionis, si ad eundem tutus pateat accessus, ve alioquin apud Crucem foralem Burgi nostri de Inuernes per publicam proclamationem, sic quod dicte Summonicionis notitia ad eius aures deuenire poterit, quod compareat personaliter coram nobis seu nostro Justiciario, in nostro proximo Parlamento, tenend. in pretorio Burgi nostri de Edinburghe tercio die mensis Februarij proximo futuro, si dies illa juridica fuerit, alioquin proxima die juredica inde sequente, hora caufarum, cum continuatione dierum, ad respondend. nobis seu dicto Justiciario, pro proditorijs arte, parte, et assistencia factis et exhibitis DONALDO YLA, bastardo filio quondam

¹ *Acta Parl.* II. 262. No farther notice of this case occurs.

Angusij de Insulis, eciam bastardi filii quondam JOHANNIS DOMINI DE INSULIS, capiendo secum parte inuadendo ligeos nostros Dominij nostri INSULARUM, et distruendo eisdem bellico modo, ad effectum et finem ut idem Donaldus esset DOMINUS dicti Domini de INSULIS : ET pro proditorio deliberacione dicti Donaldi LAUHLANO MAKLANE de Dowart, et post positione deliberacionis eiusdem nobis, contra nostra mandata : AC proditorie Inuasionis et Combustionis nostrorum ligeorum, in Badzenach, in festo Natiuitatis Domini in anno Domini Millesimo quingentesimo tercio, et aliorum nostrorum ligeorum diuersis temporibus : ET pro proditorijs Incendiis et Rapinis predictis et aliis diuersis temporibus, bellico et hostili modis factis : ET eciam pro prodicione facta per dictum Torculum in offensione nostre regie maiestatis, in Rapina et detencione a nostris Officiariis, in executione eorum officii, nostrarum Literarum, viz. cuiusdam Summonicionis emanate ad instanciam nostram contra dictum Torculum et directe Gilpatrik Cori nostro Nuncio et officario in huiusmodi executione, existen. viceffimo septimo die mensis vltimi elapsi ; et alterius Summonicionis eciam emanate ad instanciam nostram directe Vicecomiti et Balliuis nostris de Inuernese super dictum Torculum, super diuersis proditoriis actionibus, contra dictum Torculum : ET pro proditoriis factione et compositione Ligarum cum diuersis nostris ligeis, et eciam cum nostris Rebellibus contra nostram auctoritatem regiam, in Inuasionem nostri regni et ligeorum nostrorum in diuersis Depredacionibus et Combustionibus, Rapinis, et Homicidiis, et aliis criminibus : ET vltorius, ad subeundum magnam Affisam, secundam formam accusationis et Indictamenti desuper conficiend. : Intiman. dicto Torculo quod siue dictis die et loco cum continuatione dierum comparuerit siue non, nos nichilominus seu dictus noster Justiciarius premissis, iusticia mediante, procedemus et procedet : Et uos qui presentes executi fueritis sitis ibidem dicto die, haben. vobiscum Summonicionis vestre testimonium et hoc breve : Ad quod faciend. vobis et vestrum cuilibet coniunctim et diuifim in hac parte committimus potestatem. DATUM sub testimonio Magni Sigilli nostri Apud Edinburghe, decimo tercio die mensis Decembris anno regni nostri decimo octauo.

Indorsatio siue Executio dicte Summonicionis.

THE xxiiij day of pe moneth of December, the 3ere of God J^m.V^c. and v 3eris, I JOHNE OGILBY Scheref-deput of Inuernes, past with thir our souerane lordis lettres, and foycht TORCULANE MAKLOIDE of pe Lewis, and because I cuth nocht apprehende him personaly, nor pair was na sure passage to me till his duelling place, I past to pe merkat corce of pe Burgh of Inuernes at xj houris befor nwe, and pair be oppin proclamatioune maid at pe merkat croce, I summonde, varnit and chargit the faide Torculain Makcloid of pe Lewis to compere befor our souerane lorde pe King or his Justice in pe tolbut of Edinburghe, pe thrid day of Februar nixt tocum, in pe hour of cause, with continuacioune of dais, to anfuere to our souerane lord or his Justice, for pe treasonabil art, parte and assistans takin and done with DONALDE ILA, bastarde sone to Angus of pe Ilis, bastarde, takand pairt with him and

Inuadande our fouerane lordis liegis of þe ILIS and distroyeand thaim, to þe effect þat þe said Donalde fuld be LORDE OF þe ILIS ; and apone all punctis and articulis in þir our fouerane lordis lettres, and eftir þe forme of þe samyn ; and þis I did befor þir Vitnes, Johne of Chalmer, Robert Innes, Alexander Michelfone, Johne Auchinlek Alderman of Inuernes, Johne Cuthbert, Johne Vaus, Ballies of þe said burgh, James Donaldsone, Alexander Anderfon, Henry Auchinlek, Paterfone, Johne of Ruthirfurde, Sir Villiam Paterfone Perfone of Balliefkan, and Sir Jo ke Chaplane and Notar public, with operis diuerse ; and for þe mare vitniffing of þis execufione I haue affixit my signet to þir presentis.

The quhilk execucioun was provit be þe faide Scheref-deput and his twa witnes, þat is to say, Johne of Rutherfurde and Alexander Patonesone. The quhilk citacioun, Summondes and execucioun beande rede and lauchfully previt, as faid is, þe said Torcule Makcloid beande oft tymes callit and nocht comperit, lauchfull tym of day biddin, the ordour and proceffe of þe faide Summondis at lentht sene, harde and vnderstande, and lauchfully procedit ; in þe name and behalf of our fouerane lorde, Maister James Henrifone, Aduocat to his hienes, askit and inquirit, in his name and autorite and of his speciale commande, at þe Lordis, Baronis, and Commiffariis of Burrovis, thare warde and censment of Parliament, gif the faide Torcule M^ccloide hade committit and done Treffone till our fouerane lorde and his realme, in þe punctis and articulis abone writtine : THE quhilkis Lordis and Estatis beande auifit, ripelye wardit and deliuerit, þat þe faide Torcule Maccloide has committit and done opin and manifest Trefoune, in thir punctis efter folloing, contenit in þe faide Summondis, That is to say, for the tressonable art, part and assistance gevin and done be him to Donalde Yla, bastarde sone of vmquhile Anguse of þe Ilis, alsua bastarde sone of vmquhile Johne Lord of þe Ilis, be Insurrectione and takand his part,¹ to þe intent that þe faide Donalde fuld tak apone him þe KINGIS propirte, and to be LORD OF THE ILIS : AND for þe tressonable deliuering of þe said Donalde to Lauchlane Maklane of Dowert, to þe intent forsaide. AND for þe tressonable withhalding of him fra his hienes, and non deliuering of him in contrar þe commande of his diuerse Lettres directe to him pairapone. AND for þe tressonable Reving² and withhaldin of his hienes Lettres fra his Officiarie of Armez, callit Gilpatrik Cor, quhilk execute þe samyn apone the xxvij daye of October last bypast : And for þe tressonable (making of) Ligis and Bandis³ with our fouerane lordis Rebellis, in tressonable wise, as is contenit in þe Summondis befor expremitt. And tharefter it was gevin for Dome, be þe mouthe of Johne Jardin, Dempstar of Parliament for þe tym, in forme and maner as efter followis :

Dome or Sentence of Forfeiture.

This Court of Parliament schawis for law, and I gif for Dome, that Torcule Makcloide of the Lewis has committit and done Treffone agane our fouerane lorde and his realme, in þe speciale pointis of Tressonis and crimez forfaidis,

¹ The following words are deleted from the Record.

² Taking by violence.

³ Leagues

and Bonds, binding the parties to mutual assistance in all their quarrels, &c.

contenet in the summondis ; for the quhilkis he has forfalt till our fouerane lorde his life, his landis,¹ his gudis, offices, and all vther his possessionis quhatsumeuir he hade within þe Realme of Scotlande or Ylis, euermar to remane with our fouerane lorde, his aieris and fuccessouris, for his treffonabile offence : And pat I gif for DOME.

Slaughter of a Messenger at Arms — Conbocation, &c.

(Feb. 3.)—JOHN LINDISSAY OF WAUCHOP.²—Robert Lorde Crechtoune of þe Sanquhare, Scheref principall of Drumfrefe, presentit ane Lettir of Summondis vnder þe quhite walx and testimoniales of þe Grete Sele ; of þe quhilk the tenour followis, with þe tenour of þe executioun pair of, execut be þe said Scheref principale.

Summonicio Forisfacture Johannis Lindissay de Wauchop.

JACOBUS Dei gratia Rex Scotorum : Vicecomiti et Baliuis suis de Drumfrefe, salutem. Mandamus vobis et precipimus, quatenus summoneatis legitime et peremptorie coram testibus, JOHANNEM LINDISSAY DE WAUCHOP, personaliter, si eius presenciam commodè habere poteritis, sin autem apud locum sue habitationis, si ad eundem tutus pateat accessus, alioquin per publicam proclamationem apud Crucem fori Burgi nostri de Drumfrefe, quod compareat personaliter, coram nobis seu nostro Justiciario, in nostro Parlamento tenend. in pretorio Burgi nostri de Edinburghe, tercio die mensis Octobris proximo futuri, si dies illa Juridica fuerit, alioquin proxima die Juridica inde sequen., hora causarum cum continuatione dierum, ad respondend. nobis seu dicto nostro Justiciario, super proditorijs arte et parte crudelis Interfectionis quondam Bertholomei Glendynwyne, Officiarij et Vicecomitis nostri in hac parte, et quondam Simonis Glendynwyne sui fratris in sua commitiua, in executione suj officij Vicecomitis nostri in hac parte, nostrasque literas haben., ad distringendum et namandum terciam partem terrarum de Wauchop, quondam Mergrete, sponse quondam Johannis Lindissay, patris ipsius Johannis pertinen. : ET pro suis proditoriis arte et parte Conuocationis et congregationis nostrorum liegiorum, pro commissione hujusmodi Homicidii super predictis Bertholomeo nostro Vicecomite et officario et Symone, in executione dicti officij Vicecomitis nostri in hac parte : ET pro sua proditoria confectione Ligarum seu Obligationum, cum nostris subditis, and ligeis contra

¹ Mar. 6, 1507-8. Charter by James IV. at Edinburgh, granted ' ODONI (Y) MAKKY in Strathnaverne, pro fidei et gratuito servicio Regi impenso, ac in posterum in resistacione et invasione Rebellionis Regis impendendo, &c. of the lands of Assent and Ladochchogithe, in the shire of ' Inuernyse, ' pertaining to the King, in consequence of the forfeiture of Torquel Makcloyd, formerly of Lewis, for his lifetime, with power to let the same, &c. *Reg. Mag. Sig.* XIV. 464. ² In *Sir James Balfour's Treatise*, ' De jure Prælationis Nobilium Scotorum, ' he remarks, ' In the penult of October, in anno 1505, John Lindesay of Vauchope ves forfaultit for the cruel Slaughter of one Bartholomew Glendinning, Messinger, and Simon his brother, quha ver poynding the lands or three pairts of the lands, at the instance of Margaret umquhill spouse to Johne hes father.' *Carmichael's Tracts*, p. 89.

nos et nostrum regnum, in quantum in eo est, omnino vsurpando : Ac commit-
tendo super nostros veros ligeos Depredaciones, Rapinas, et Incendia, prodi-
torio modo, infra vicecomitatos nostros de Drumfreshe et Roxburgh, aliasque
regni nostri partes, in quammagnum nostre autoritatis detrimentum, et predic-
torum ligeorum nostrorum dispendium et grauamen: Inuadendo regnum nostrum
hostili et bellico modis : ET super alijs in premissis sibi obiciendis et propon-
endis remansuris, et jure parituris : Intiman. dicto Johanni quod siue dictis die
et loco cum continuatione dierum comparuerit siue non, nos nichilominus, aut
dictus noster Justiciarius in premissis, justitia mediante, procedemus et procedet :
Et vos qui presentes executi fueritis fitis ibidem dicto die, haben. vobiscum Sum-
monicionis vestre testimonium et hoc breve. DATUM sub testimonio Magni
Sigillj nostri Apud Linlithgow, vicesimo die mensis Junij, anno Regnj nostri
decimo septimo.

Indorsatio siue Executio prefate Summonicionis.

The sevin day of þe moneth of Julij, the 3er of God I^m.V^c. & v 3eris, I, ROBERT LORD CRICHTONE
OF THE SANQUHAR, Scheref principel of Drumfreis, past to þe merkat croce of Drumfreis with þir
our fouerane lordis Lettres, and at þe command of þe samyn, be opin proclamatione, summond *Johne
Lindsay of Vauchop*, to compere personaly befor our fouerane lord and his lordes Justice at Edinburgh,
or quhar it sal happin þaim to be for þe tyme, the third day of October nixt to cum, in þe hour of
cause, with continuatione of dais, to ansuere to our fouerane lord or his Justice, apone all punctis and
articulis contenit in þir our fouerane lordis Lettres, and eftir þe tenour of þe samyn. And this I did
befor thir Vitnesis, Robert Dalzell, Williame Cwnynghame, James Carrutheris, Robert Makbrare,
Eduarde Crichtone, Nichol Nelfone, David Gluver, and Johne Barbour : And for þe mare vitneffinge
hereof, I haf set to my signet, 3ere, day, and place forsaide.

IN name and behalf of our fouerane lorde, Maister James Hennrisoune, Aduo-
cate till (his) hienes, askit and inquirit, in his name and autorite, and of his
speciale commande, at the Lordis, Barouns, and Commissaris of Burrowis, thare
warde and censment of Parliament, geif the said Johne Lindissay had committit
and donne Treffoune till our fouerane lorde and his Realme, in þe pointis and
artikillis abone writtin ? The quhilk Lordis and Estatis, beande avisit riplie,
wardit and deliuerit, that þe fader JOHNE LINDISSAY has committit and donne
opin and manifest (Treffoune) in thir pointis eftir following, contenit in the fader
Summondis ; that is to say, in þe cruel Slauchtir of vmquhile Bertilmow Glen-
dinnowing, our fouerane lordis Officiare and Scherref in þat part, and of Symone
Glendinnowing, his broþer, being in his cumpany, in þe executione of his office,
in þe distrinzeing of (the) thrid part of þe landis of Wauchop, pertening to Mer-
grete, the spouse of vmquhile Johnne Lindissay, his fader : And for the treffonabill
Convocatione and gadding of our fouerane lordis liegis, for the committing of
the Slauchter of þe saidis Bertilmow and Symone, officiaris and Schereffis for-
saide : And for the treffonabill makin of Liges and Bandis, with diuerse our

fouerane lordis vntrew liegis, committande upone our fouerane lordis liegis Reffis, Spulzeis, Herefchippis, and Rafande fire, in treffonabill wise, within þe scherefdomes of Drumfrefe and Roxburghe, and Invaidande his realme and liegis in maner of batale and treffonabill wise: As is contenit in þe faide Summondis maid pair-uppone.—And paireftir it was gevin for Dume, be the mouthe of *Johnne Jardane*, Dempstar of Parliament for the tyme, in forme and maner as eftir followis.

DUME.—This Courte of Parliament schawis for law, and I geif for Dume, that Johnne Lindissay of Wauchop has committit and done Treffone agane our fouerane lord and his realme, in þe speciale pointis and crimez foresade, contenit in þe fade Summondis; for the quhilkis he has Forfalt till our fouerane lorde his life, his landis, his gudis, his officis, and all vper his possessionis quhatsumeuir he hade within þe Realme of Scotlande, euermare to remane with our fouerane lorde, his airis, and successouris for his fade treffonabill (crimes) foresade: And þat I gefe for Dume.

High Treason.

[JOHN OIG¹ MACGILLEOUN or MACLEAN of Lochbuy was the son of Hector, and grandson of John Macgilleoun of Lochbuy, who lived in the reigns of King James II and III. John Oig married a daughter of Macdougall of Lorn, and was connected with the Macleods of Herries and Lewis, among which families there had been repeated intermarriages. The Indictment is not preserved; but it may pretty safely be inferred that his crime consisted in being art and part with Torquil Macleod and others, in attempting to set up the Bastard Donald de Yla as LORD OF THE ISLES.² This case was frequently continued; and owing to the deficiency of the Records, it does not appear whether or not it was insisted on. The probability, however, is, that he was restored to the King's favour. Among other notices which occur in the High Treasurer's books, there is expended, Jan. 21, 1506-7, as follows.—'Item, to MAKLANE OF LOCHBOY, xiiij lib.'³

Maclean, with his two eldest sons, are known to have been 'killed in a family Feud betwixt them and the Macleans of Dowart.'⁴ For the particulars of these Feuds, &c., the reader is referred to Mr GREGORY's work before noticed.]

FEB. 6.—Quo die, JOHANNES MAKLANE DE LOCHBOY, sepe vocato per Literas Summonicionis Domini nostri Regis ad respondendum super certis Proditorijs accionibus in dicta Summonicione contentis; et non comparen. continuatur ad diem Martis, tertium diem mensis Februarij proximo futuri, cum continuacione dierum et horarum.

CURIA JUSTICIARIE, in pretorio burgi de EDINBURGHE, die Martis, xv die Februarij, 1507, coram ANDREA DOMINO AVANDALE, Justiciario.

Stouthreis by way of 'Mummpn.'

Feb. 15, 1507-8.—EDUARD SYMSOUNE convicted of art and part of the

¹ Young John.

² See Feb. 3, 1505-6.

³ *Compot. Thes.* General Register House.

⁴ *Douglas's Baronage*, p. 370.

Stouthreif, by way of 'mummyn,'¹ under filence of night, of certain fums of money, extending to fix score merks, or thereby, from Sir Donald Moffet, Chaplain, furth of his chamber, near the Kirk of Craggy.—HANGED.

[*Andreas dominus Avandale, et Alexander Laudir, Prepositus de Edinburghe, Justiciarii et Locum tenentes deputati ANDREE DOMINO GRAY, Justiciarij Generalis.*]

Slaughter and Hereschip at the Place of Innermessane, &c.

Jun. 16, 1508, (*die Veneris.*)—DONALD MOLE MAKALESTER, convicted of art and part of the cruel Slaughter of John Russell, Patrik Weddale, and fundry other persons at Innermessane, and of the 'Herefchip' of their goods furth of the said Place at the same time: *Item*, of art and part of the Stouthreif of fundry oxen and cows from Perfone² M^cMartyne, in Kintyre: *Item*, of common Stouthreif and common Oppression of the lieges.—HANGED.

Stouthreif by way of 'Mummyng.'

ADAM MURE, Convicted of art and part of Stouthreif, by way of 'Mummyng,'³ having his face muffled, under filence of night, of a certain fum of money from Sir Donald Moffett, Chaplain, furth of his chamber, near the Kirk of Cragy: *Item*, of art and part of the Stouthreif of two horses from William Wallace, furth of Drumboy.—HANGED.

[*Alexander Comes de Huntlie, Justiciarius.*]

Theft—Resetting Thieves and Traitors, &c.

Oct. 9, (*die Lune.*)—CUTHBERT LAUDER, of Todrik, Convicted of art and part of the Theft and concealment of two horses from Alexander Turnbull, furth of Braidlé: *Item*, of the theftuous Resetting of Alexander Cranftoune, common Thief, in his Thefts; and of art and part with him therein: *Item*, of the theftuous Resetting of Williame Oliver, common Thief, in his Thefts: and of art and part with him therein: *Item*, of supplying and Intercommuning with Symon Turnbull and Robert Turnbull, the King's Rebels, and being at his horn; and of art and part with the said Rebels in their Thefts and Treasonable deeds; and of the Treason done to the King and his kingdom on that account: *Item*, of Common Theft and Common Reset of Theft: *Item*, of common outputting and

¹ During the festivities of THE NEW-YEAR, it was customary for parties to go about in disguise, accompanied by music. They were freely allowed to enter houses and exhibit their *Mummings* or drolleries, dancing and singing, &c. These morrice-dances have long since ceased in Scotland; and even the last vestige of these 'Mummeries,' the *Guisards* of Edinburgh, and a few other places, have nearly expired. The facilities which these licentious festivities afforded to commit robberies, induced a severer measure of punishment, in cases of delinquencies of this *dishonourable* sort, whilst murderers, &c. were allowed to compound for their atrocious crimes.

² Parson.

³ See Feb. 15, 1507-8.

inputting in theftuous and treasonable manner : *Item*, of common Treason with the faids Robert and Symon, the King's Rebels.—DRAWN and HANGED, and all their goods, moveable and immoveable, lands and possessions, escheated to the King.¹

CURIA *Itineris Justiciarie de KIRKCUDBRIGHT, Andreas Dominus Gray, Justiciarius, &c.*

Oppressing Lady Cardines, &c.

Oct. 14, (*die Saboti*).—NINIAN M'CULLOCHT of Cardines came in the King's will for art and part of the infraction of two Protections, granted in favour of Elizabeth Levinox, in the occupying and labouring her third (terce lands) of the Lands of Cardines.—He was also admitted to compound for art and part of the Oppression done to the said Elizabeth, in 'Reiving' from her 1500 'zowis, wedderis,' and younger sheep, pertaining to her by reason of her half, through the decease of umq^{le} James M'culloch of Cardines ; and of the Stouthreif thereof : *Item*, for the 'Spuilzie' of the lands pertaining to the said Elizabeth, by reason of her terce and conjunct Infestment of the lands and barony of Cardines and Kirkmabreck ; and Stouthreif of her rents : *Item*, for Oppression done to the said Elizabeth, in breaking up the doors of her barn, within the said lands ; and for the Stouthreif of her corns and household goods, extending to xl l.—The said Ninian became surety to satisfy the parties.

Oppressing the Lieges.

Oct. (16 ?)—MARTIN BURNET, in S^t John's Clauchane, Convicted of common Oppression of the lieges, in the execution of his office.²—REMITTED by the Lords.³

Common Theft and Pickery.

[FROM markings on the margin of the Record, it appears that the Sentence originally recorded against this infirm old Highlander had been 'SUSPEN.'; which marking was afterwards deleted, and 'SUBMERSUS' substituted ; and finally, the latter was struck out, and 'BANNITUS' inserted, through the clemency, no doubt, of his Judge or the King. It may be interesting to remark here, that the punishment of death inflicted upon females, at this early period, and for more than two Centuries afterwards, was, universally, drowning ; and in cases of very heinous crimes, burning at the stake. It was deemed highly indelicate and shocking to expose females to any other mode of execution than these, until the 'Maiden' was invented, when females of rank were sometimes beheaded. Owing to the helpless infirmity of this old man, it seems to have been considered an act of humanity to put him to death by drowning ; but it is probable that the King, who was noted for kindness to the aged and infirm, had ordered his sentence to be commuted to *Banishment*.]

¹ There is added to this entry, 'NOTA, quod omnia prescript. commiss. post datam sue Remissionis.'
probably as a Messenger-at-arms.

³ 'RE^R per dominos.' It may be *Respited*.

² Pro-

KIRKCUDBRIGHT.

MICHAEL DOW¹ M^cALZERACHE, Convicted of Common Theft and 'Pikry.'²—BANISHED furth of the Sheriffdome, because he was aged and decrepid, and was only convicted of (Stealing) 'fchevis, tedderis, huikis, and faccis :'³—And to remove from the Shire, within eight days ; and never to return, under the pain of death.

Slaughter of the Laird of Dalzell, &c.

Nov. 18, (*die Jovis, quarta die Itineris.*)—DAVID GLENDUNWELL.—The Laird of Garrules⁴ often called to enter the said David, as he became surety for his entry, under the pain of xl l. to the King's officer, for art and part of the Slaughter of William Dalzell of that Ilk⁵ and John Carmichell ; and not appearing, he was amerced in the said sum. The said David was denounced Rebel at the horn, and all his goods were escheated to the King.

Tearing the King's Letters, &c.

NINIAN M^cCULLOCHE of Cardines.—John Murray of Cokpule and Alexander M^cculloch of Myrtoun became sureties for the entry of the said Ninian, along with himself, under the pain of 200 merks, to underly the law for treasonably taking and tearing the King's Letters, and for other crimes imputed to him ; and not compearing, they were amerced in the foresaid sum.

Oppressing the Laird of Caly.

JOHN GORDONE, of Lochinver, produced a Signature of Remission for art and part of the Oppression done to Mr William Levinox of Caly, in detention of the lands of Plumtoun and Trunzeartoun waste, &c.

Oppression — Hurting.

JOHN GORDONE, of Lochinver, and Helifius⁶ Gordoune, in the parish of Kirkpatrick, produced a Signature of Remission for art and part of the forethought felony and Oppression done to Makadam, in the parish of Kollis, servant of the Laird of Gaitgirth, and hurting him : And the said John, for Common Oppression of the lieges.—The Laird of Lochinvar surety.⁷

¹ *Niger*, 'Dhu,' or black. ² *Pickery*, petty theft. ³ Sheaves, *tethers*, (halters, or ropes,) hooks and sacks (bags.) ⁴ Gairlies. ⁵ See the Notes from the *Privy Seal* Record, appended to this reign.—'In September, or thairby, there was a great fray betwix the LORD MAXWELL and the LORD CRIGHTON OF SANCHAR, where the Lord Crichton was chafed with his companie from Drumfreis, and THE LAIRD OF DALLYELL and young Larde Crauchley, with dyverse vther, were slayne.'—*Anderson's MS. Hist. Adv. Library.* See also Apr. 5, 1513.—*Sir James Balfour* also notices this Feud in these terms : 'This zeire, at Drumfreis, ther was a grate feight betuix the Lords Maxswoll and Sanguhare and ther frindes and followars ; quherin the Lord Sanguhare was ouerthrowen, and maney of his frindis killed.'—*Annales*, II. 231. ⁶ Elias ? ⁷ At this period a considerable

Killing Salmon in Close-time.

JOHNE GORDONE, of Crago, Convicted of art and part of the flaying of Salmon in prohibited time, in the water of Wr. Amerciated.—The Laird of Lochinvar became surety to the King and party.¹

Oppressing the Abbot of Dundrennan's Officer, &c.

Oct. 19.—JOHN MAGGE (M^cGHIE), of Plomtoun, Convicted of art and part of Convocation of the lieges, in company with the Laird of Bomby, during the time of the Court, at the *Standande-stane*, in Drumdranan, held by the said Laird, in the year 1504: *Item*, of art and part of the Oppression done to Sir William Schankis, Monk, casting him down from his horse during the time of the said Court: *And* of art and part of the Oppression done to Andrew Denis, Officer of the Abbot of Drumdranen, taking and detaining him against his will, until the conclusion of the said Court. Fined vj merks.—The Laird of Bomby, and the said James for himself, conjunctly and severally, became surety to the King and party. 'Iij li.'

ALAN and JOHN MAKCLELANE, in Kirkcudbrycht, were fined x merks each for the same crime.—PETER MUR, of Balmagachane, William Levinax, younger of Caly, Alexander Porter, brother of the Laird of Lag, Peter Levingstoun, and nine others, were likewise fined iij merks each, excepting Peter Mur, who was delivered *gratis* to the Sheriff.—The Laird of Bomby became surety, along with themselves, to the King and party.

Oppression — Killing Salmon — Burning a Wood, &c.

WILLIAM LEVINOX, younger of Caly, admitted to compound, by virtue of a Remission, for his forethought felony and Oppression, done to Thomas Mageiche at the Kirk of Girtoun, coming upon him in warlike manner, and besieging him in the foresaid Kirk, in the year 1504: *Item*, for the Slaughter of 'rede-fische' (Salmon) in the prohibited time, in the water of Fleit: *Item*, for the theftuous depredation of the Wood of Rowkithe, and for Burning thereof.—The Laird of Bomby surety to satisfy parties.

Stouthreif of Gascony Wine — Oppression.

JOHN MAKCLELANE, in Kirkcudbrycht, convicted of art and part of the Stouthreif of two 'hoghedis' of Gascony wine from Patrick Forster;² and of the Oppression done to the said John at the same time.—The Laird of Bomby surety for the King and party.

number of Cases occur against dependents of the Laird of Lochinvar, for Acts of Oppression and Assault. He generally appears as cautioner. None of these are of any interest, saving in the instances which have been selected. ¹ 'ij li.' is marked on the Record. ² See p. * 55.

Oppressing Sir Gavin Kennedy, knight.

Oct. 21, (*die Saboti*).—DAVID KENNIDY, of Cragnele, Thomas Makgermory, and Robert Park, Convicted of art and part of the Oppression done to Sir Gavin Kenydy, kn^t, by putting plough in his lands of Cumstoune; and for ploughing thereof, without any Lease from the said Sir Gavin: *Item*, for art and part of the Oppression done to a servant of the said Sir Gavin, called Macrore, and hurting him at the same time. They were fined, viz. the said David in x merks, and the other two in v merks each.—David Kennide of . . . surety to the King and party.

Stouthreif of Gascony Wine — Forging the King's Letters — Cattle-stealing — Oppression, &c.

[As the following Case is the only one where the proceedings of an Assise, at so early a period, are fully detailed, the Editor has thought it proper to insert the original entry, in the precise terms in which it is made in the Record. This is likewise one of the few instances, which the Editor has met with, of *twelve* persons sitting on an Assise. Assises generally consisted of eleven, thirteen, fifteen, or more persons; but, excepting in a very few cases, they appear, from the earliest period, to have had an odd number. The purpose of this regulation obviously was, that, in the event of an equality of votes, for acquitting, or for finding the panel guilty, there might always be a decided majority; it being altogether inconsistent with the origin and nature of an Assise, that the Chancellor should be allowed the privilege of a casting Vote.

The case itself is rather remarkable, and more pains than usual have, evidently, been bestowed on the framing of the entry of the proceedings in the Record.]

ASSISA electa super DOMINUM DE BOMBY et criminibus sibi impositis.

Schir Gavane Kennedy,	The Larde of Dalbaty,	David Sinclar,
The Larde of Gaitgirthe,	Robert Langmur,	Schir Alex. McCulloch,
The Larde of Cardinis,	Johnne Crechtoune of Hartwode,	Johnne Murhede of Bulles,
David Craufurde of pe Kerfe,	George Langmur,	Johnne Slowane of Garroche.

Quequidem Affisa, deligenter et mature avifati, deliberaverunt super nonnullis de criminibus eidem Wilelmo impositis, ut sequitur. WILELMUS MAKCLELANE de Bomby Convictus fuit de arte et parte rapine duarum le *hoghedis* vini Gasconie a Patricio Forstar, in Kirkcubrycht; et de Oppressionem facta eidem, eodem tempore: *Item*, de arte et parte proditorie ffinctionis unius Litere f. d. n. Regis, capiendo Signetum ab una antiqua Litera, et affigendo Signetum uni Litere pro relaxacione ANDREE DOMINI HERES a cornu Regis: *Item*, de arte et parte rapine certorum boum a Patricio Harpar de M^ckilquhade, extra Bardrochate: *Item*, de arte et parte precogitate ffelonie et Oppressionis facte Patricio Makclelane de Myddilthride, venien. super eum et volen. eum interficere, ex antiqua malicia: *Item*, de arte et parte rapine auri et argenti, extenden. ad xx li. et ultra, pertinen. quondam D. Johanni Afchennane, Capellano, in A.D. 1507, ultimo elapso: *Item*, de parte Oppressionis facte D. Willelmo

(Schankis) Monacho,¹ profternendo five projiciendo eum extra fuum equum, tempore detencionis Curie per ipsum Will. tente apud le *Standande-ftane* in Dundranane, contra voluntatem Abbatis: *Item*, de parte Oppreffionis facte Andree Denis, officario dicti Abbatis, tenendo eundem ad ferviend. in dicta Curia, contra ejus voluntatem, ufque ad finem dicte Curie: *Item*, de arte et parte Oppreffionis facte Ville de Kirkcubricht et comunitati ejufdem, in emp- cione vini et diverforum bonorum et merchandiciarum, venien. ad dictam Villam et Portum de Kirkcubricht, antequam Villa et comunitas defervite fuerunt, et contra voluntatem comunitatis; quequidem merchandicia, vinum et alia bona, fuftinere debuerunt dictam Villam et comunitatem: *Item*, de comuni Oppreffione dictis Ville et comunitati ea occasione facta: *Item*, de comuni Oppreffione legiorum domini noftri Regis de aliis modis.

SUPER quibus criminibus, et multis aliis criminibus de quibus Affifa minime determinarunt, licet in Indictamentis continebatur, et defuper dictus Will. exiftat accusatus, DOMINUS JUSTICIARIUS, cum confenfu et avifamento Domino- rum Compoſitorum, fuorum Affefforum, RESPECTUAT eundem Willelmum ufque ad diem craftinum ejus accusacionis fequen. ſub plegiacione iij^m marc.²—Et in dicta die craftina, Plegius dicti Will., ob non introitum ejufdem, in hujufmodi ſumme amerciatus eſt.³

CURIA *Itineris* (de WIGTOUNE,) inchoata die Lune, xxij Octobris, 1508, coram ANDREA DOMINO GRAY, *Juſticiario ſ. d. n. Regis, ex Auſtrali aque de Forthe.*

Burning of Drumskey and Ardwell.

Oct. 24, (*die Martis.*)—GILCRIST BARBOUR MAKKINZE produced a Signature of Remiſſion for art and part of the Fire-raiſing and Burning of Drumskey and Ardwell, in company with the Laird of Garthlane.—Sir Alexander Makcullocht ſurety to ſatisfy parties.

CURIA *Itineris* (de AIRE,) inchoata die Lune, penult. Octobris, 1508, coram ANDREA DOMINO GRAY, &c.

Feud between the Mures and Cunynghames.

Nov. 3, (*die Veneris, quarta dies Itineris.*)—PATRIK BOYDE, brother to the Laird of Rowalloun, Neill Smyth, in Gardrum, and twenty-five others, CONVICTED of art and part of Convocation of the lieges againſt the Act of Par-

¹ See Oct. 19, 1508.
vj f. viij d. (L.3083, 6s. 8d.)

² 3000 merks.

³ 'SUMMA totalis hujus Extractus liij^miiij^{xx}iiij li.

AIRE.

liament, coming to the Kirk of Stewartoun, in company with John Mure of Rowallan, for the Office of Parish Clerk of the same Kirk, against Robert Cunynghame of Cunynghamhede and his servants, in the year 1508.—The Laird of Rowallan and Andrew Arnot of Lochrig became sureties to satisfy parties, as the Lords should declare their pleasure.¹

Oppressing the Young Laird of Busby, &c.

JAMES MUR, brother of the Laird of Rowalloun, CONVICTED of art and part of the forethought felony and Oppression done to John Mowat, junior, Laird of Busby, and Andrew Stevinftoun in the Town of Stewartoun, in company with the Laird of Rowalloun. Fined v l.—The Laird of Rowalloun surety to the King and party.

Convocation — Oppressing Lady Cunynghamhead, &c.

ROBERT CUNYNGHAM of Cunynghamhede, Convicted of art and part of Convocation of the lieges against the Act of Parliament, coming to the Kirk of Stewartoun, in Convocation, against John Mur of Rowallane and his men, for the Office of Parish Clerk of the said Kirk, in the year 1508: *Item*, of art and part of the Oppression done to Elizabeth Rosse Lady Cunynghamhede, in occupying and manuring her third part of the lands of Cunynghamhede and Bonna-lay; and of thereby breaking the King's Protection (i. e. '*saufgarde*') upon her, in the year 1503: *Item*, of art and part of the Oppression done to the Abbot and Convent of the Monastery of Kilwynning, and to Hew Earl of Eglintoun, their tenant, in the '*spuilzie*' of the Teind-sheaves of the lands of Myd-dyltoun, in the parish of Perftoun, and of breaking the '*saufgarde*' of our sovereign lord the King upon the said Earl of Eglintoun, in the year 1508.

Convocation against the Laird of Rowallan.

THOMAS WALLACE in Clonsche, Convicted of art and part of Convocation of the liegis against John Mur of Rowalloun and his men, &c. Fined according to the will of the Lords.—Robert Cunyngham of Cunynghamhede surety to the King and party.²

Oppressing Lady Crechdow — '*Spuilzie*,' &c.

Nov. 5, (*die Saboti, quinta die Itineris*.)—JOHN SCHAW of Haly, William Schaw dwelling with him, and eight others, were permitted to compound for art and part of the Oppression done to Margaret Mongumry Lady Crechdow,

¹ '*Amerciat. xl s. pro unoquoque*,' marked on the Record; which, of course, refers to the fine payable to the Crown only.

² '*iiij li. pro unoquoque*.'

coming to her Place, about the feast of 'Mydsummer,' casting her goods furth of her house; and for the 'spuilzie' of fundry of her goods at the same time, striking her servants; and for breaking of our soveraign lord the King's 'saufgarde': *Item*, of Oppression done to the said Margaret, in ejecting her furth of her house and Place of Garclauche, casting down a stack of hay and destroying it, and also casting down a stack of bear,¹ containing seventy 'thraifis,'² and thereby damaging the grain: *Item*, of shutting up her 'gudis,'³ viz. fixty-five 'souples'⁴ furth of her said third part, shutting them up without 'pindande' them in a 'pyndfalde':⁵ *Item*, of breaking his Bond of caution to keep the peace towards the said Margaret, by casting a stone out of a window, and breaking the said Margaret's head, and 'felling' her:⁶ *Item*, for common Oppression of the King's lieges.—David Craufurde of Kerse surety to satisfy the party.

Slaughter.

JOHN SCHAW of Kerse produced a Remission for art and part of Slaughter of John Boyde with a stone.—David Craufurd of Kerse surety to satisfy parties.

Throwing down the Place of Burnfoot—Hamesucken, &c.

JOHN SCHAW of Kerse admitted to compound for art and part of the forethought felony done to Duncan Fergusfoune, young Laird of Kilkerane, in coming to his Place of Burnefute, and throwing down and breaking into the houses of the said Place; and for (forcibly) keeping the lands of Burn-fute waste, for the space of one year: *Item*, for the forethought felony done to Andrew Maknacht, and for 'Hamfukkin,' coming to his Place and 'stabbit' his⁷ with 'quhingaris' and swords: *Item*, for the forethought felony and Oppression done to John Boyde,⁸ wishing to slay him at the time of the Slaughter of umq^{le} M'ilhenze.—David Craufurde of Kerse surety to satisfy parties.

Hindering the sitting of the Bailie Court of Carrick.

DAVID CRAUFURDE OF KERSE, David C. younger, John Craufurde 'proctour,' Thomas Galbraithe, David Campbell of Clovingall, Peter Rankin of Schelde, William his son, Albert Carthkert, Alan Carthker⁹ of Drumrowane,

¹ A kind of barley. ² A *thraive*, or *threave*, generally consists of twenty-four sheaves, including two *stooks*, or *shocks*, of any kind of grain. ³ Live stock. ⁴ A *soum* of grass seems to have been various in different parts of the country; e. g. as much as one cow or five (sometimes eight or ten) sheep can pasture. ⁵ Luckily, the Clerk of Court had been posed in rendering this and many other articles into the usual Law Latin, by which means the vernacular is occasionally introduced. 'Pindande' the stock in a 'pyndfalde,' is what might still be properly called 'penning them in a pin-fold.' It has no relation to *poinding* or distraining the stock, as might at first glance appear. ⁶ The words of the Record are forcible; 'projiciendo unam lapidem extra quendam fines-tram et caput ipsius Margarete fringendo—et, in vulgari, "felde hir."'

⁷ Obliterated in Record. ⁸ See the preceding case. ⁹ Sic. Cathcart.

AIRE.

Esplane Craufurde, and James Barbour, came in the King's will for art and part of Convocation of the lieges, coming to the Court of the Bailliary of Carrik, on occasion whereof the Bailie,¹ on account of the 'inconvenientis' which might arise by serving the Brieve of the Laird of Kilhenze,² resumed the said Brieve; and thereby, for impeding the said Bailie from holding his Court.—John Schaw of Kerfe surety to satisfy parties and the King. (David Craufurde of Kerfe was amerced 5l., and each of the others 40s.)

Oppression — Namesucken — Casting a Boy into the Fire.

Nov. 6.—CUTHBERT ROBISOONE in Auchintebir, convicted of art and part of the Oppression done to Arthur Farnlie, at his own house, striking him, and casting his son in the fire—Sir David Kenydy surety to the king and party. (He was fined five merks.)

Spuilzie — Oppressing the old Lady Home, &c.

Nov. 10.—HEW EARL OF EGLINTOUN produced a Remission for art and part of the 'spuilzie' of xij horses, 'butis, spurris, fuerdis,' and other goods from Arthur Boyde, and other servants of the old Lady of Home, at the time of the wounding of the said Arthur: *Item*, for art and part of the Convocation of the lieges to the number of sixty persons, and the Oppression done to the old Lady of Home, in spuizie of xxiiij cows furth of Gallovny: *Item*, for the Oppression done to the said Arthur, coming upon him and hurting him, and taking him to the Place of Eftwode; and detaining him therein, in prison.—The Earl became surety to satisfy the parties.

Spuilzie.

Nov. 11, (*die Veneris, ultimo die Itineris.*)—JOHN HAMMYLTOUNE in Bargany, produced a Remission for art and part of the spuizie 'certarum menfarum Irlandie cilanidarum correorum,' corn, bear,³ pots and pans,⁴ from men dwelling in Cregforguse:⁵ *Item*, for art and part of the 'spuilzie' of four horses, eight cows, and four oxen from John Thomfoune, furth of his lands of Knockminfchoche.—Alexander Kennydy, young Laird of Bargany, became surety to satisfy the parties.⁶

¹ Hew Earl of Eglintoune.

² Reference may be made to the HISTORY OF THE KENNEDIES, Edin. Quarto, 1830, in illustration of this and all matters connected with the history of Carrick, and of the numerous feuds which unhappily abounded there, until a pretty recent date.

³ A kind of barley.

⁴ Patellas.

⁵ Carrick-Fergus?

⁶ 'SUMMA totalis Extractus, lxxiiij^lxxxix li.' (L.2489.)

CURIA *Justiciarie de EDINBURGHE, inchoata die Lune, xxv die mensis Novembris, 1508, coram ANDREA DOMINO GRAY, &c.*

Slaughter — Felony done to Sir William Scott, jun. knight.

Nov. 25.—JOHN BIKERTOUNE of Casche, and Archibald his brother, Convicted of art and part of the cruel Slaughter of David Scot, near the Kirk of Stramyglo: *Item*, the said John of art and part of the forethought felony done to Sir William Scot, junior, kn^t, and his accomplices, at the same time.—WARDED in the Castle, by the Justiciar.

[ALEXANDER COMES DE HUNTLIE *et* ARCHIBALDUS COMES DE ERGILE, *Justiciarij*.]

Transporting Cattle to England — Slaughter — Burning the Place and Mill of Newby, &c.

Jan. 26, 1508-9, (*die Veneris*).—WILLIAM CARRUTHERS in Clonhede, Convicted of treasonable outputting¹ of five score and five cows and oxen from the Laird of Newby and his Tenants, in company with Andrew Johnestoun and the Traitors of Levin: *Item*, of art and part of the Slaughter of Robert Hude at the same time: *Item*, of art and part of the outputting of xl cows and oxen to the parts of England, and also of vther xl cows and oxen at another time, from the said Laird of Newby and his Tenants: *Item*, of art and part of the Slaughter of an infant of two years old at the same time, in company with the said Andrew, &c.: *Item*, of the treasonable Burning of the Place and Mylne of Newby, in company foresaid: *Item*, of common Treason, common Theft, Refet of Theft and of Traitors.—SENTENCE. To be drawn and HANGED: And that he shall forfeit all his lands and goods, moveable and immoveable, &c.

Slaughter of the Laird of Glendinning, &c.

PATRICK DUNWEDY, in Eskdale, Convicted of art and part of the Slaughter of the Laird of Glendunwin; and of treasonably going furth of Scotland to the parts of England; and of treasonably remaining in England: *Item*, of common Theft, and common outputting and inputting of goods, between the kingdoms of Scotland and England.—HANGED, and all his goods escheated as above.

Rape of the Earl of Lebinar's Daughter.

Feb. 13.—JOHN FLEMING, son to the Laird of Boghall.—John Lord Flemyng, often called (as surety) to enter the said John to underly the law for art and part of the Rape or Ravishment of Margaret Stewart, daughter of

¹ Transporting the cattle to England. This crime was at all times visited with very heavy punishment; for, during the wars with England, the Southern provinces were at any rate drained of provisions, owing to the necessity of keeping considerable forces on the Borders, to watch against sudden invasion, &c. The frequent famines in Scotland rendered such regulations expedient at all times, but more especially during the time of war.

Mathew Earl of Levinax;¹ and for all action which could be imputed to him by reason of the said Ravishment, and intromission with her at the time thereof: And not compearing, the said Lord was fined in the penalty of 500 merks.—John Flemyn was denounced Rebel at the King's horn, &c.

[*Andreas dominus Gray Justiciarius Generalis.*]

Slaughter.

Sep. 1, 1509, (*die Sabboti*).—PATRICK M'CLELLANE of Gilestoune, Alexander Legait, Thomas M'Clellan in Wigstoune, John M'Lyn miller, and James M'Culloche, were denounced Rebels, and put to the horn by public proclamation, &c., as fugitives from the law, for art and part of the cruel Slaughter of George Frere; and for not entering to underly the law, for the said Slaughter, and other crimes to be imputed to him. And this was done by Warrant of the King, under his sign-manual, following:

REX,

MEST^r JAMES HENRISOUN, We charge you pat incontinent eftir þe fycht of þis Precep, pat 3e put PATRYK MAKLELLANE and his complices to be put to oure horne, eftir þe tenor of our down gyfin upon hime, in to our towbytht of Edynbrycht: Ande þis 3e liff nocht ondon, as 3e wyl ansure to ws.

JAMES (R).

Sep. 3, (*die Lune*).—They were of new denounced Rebels at the market cross of Edinburgh, &c.

'Hereschip' — Fire-raising — Slaughter of the Lairds of Sintoun, Fentoun of that Ilk, &c.

Nov. 19.—ANDREW CROSSAR, Convicted of art and part of the Slaughter of Robert Scot of Sintoun: *Item*, of the treasonable inbringing of Englishmen, and Traitors of Levin to the 'Hereschip' and Burning of Blindhauche: *Item*, of art and part of the Slaughter of Adam Turnbull of Chalmerlane-Newtoun, and Adam Turnbule, called *Gabirlenzeis*;² and of in-bringing of Traitors and Englishmen to the said crimes: *Item*, for the treasonable in-bringing of Englishmen and Traitors to the 'Hereschip' done upon Alexander and James Chalmer: *Item*, of art and part of the cruel Slaughter of John Fentoun of that Ilk: *Item*, of art and part of the Theft of a grey horse, and fundry other goods, from

¹ Lady Margaret Stewart, eldest daughter of Mathew 2d Earl of Lennox, got a charter from John second Lord Fleming, her husband, of the lands of Biggar and Thankertoun, Mar. 12, 1508-9, *Reg. Mag. Sig.* xv, 90. They were soon afterwards divorced, (perhaps the marriage was never regularly solemnized), for she resigned the lands in his favour, Oct. 26, 1516, and was then designed, '*olim reputata sponsa dicti Joannis.*' She afterwards married Alexander Douglas of Mains; and Lord Fleming married, for his third wife, Agnes Somerville. His first wife was Eufamia, fifth daughter of David Lord Drummond. Lord Fleming was Great Chamberlain of Scotland, Ambassador to France, &c., and was assassinated, while hawking, by John Tweedie of Drummelzier, Nov. 1, 1524.—See this Collection, Aug. 18, 1525, Apr. 7, 1529, &c. ² *Ritson* explains 'Gaberlunzie' to be 'a wallet,' that hangs on the side, or *loins*; and hence the word came to denote an itinerant beggar, tinker, &c. who carries a wallet.

Thomas Bell in Baginw : *Item*, of common Treason, common Refet of Theft, common Theft, common outputting and inputting within the kingdoms of Scotland and England, in treasonable manner.—Drawn and HANGED.

CURIA *Justiciarie tenta die Jovis, Nov. xxij, 1509, Coram ANDREA DOMINO GRAY, Justiciario Generali, et in hac parte Regalitatis Glasguen., specialiter constitute per Commissionem Jacobi Glasguen. Archiepiscopi, desuper concess. Slaughter.*

ALEXANDER LECPREVIK, junior of that Ilk, Alexander Cuningham, John Alanefoun, and John Lindefay, Convicted of art and part of the cruel Slaughter of George Hammiltoun, committed upon forethought felony.—BEHEADED.

ASSISA *elect. et jurat. super eisdem personis.*

Alexander Comes de Huntlie,	Patricius Crechtoune de Cran-	Dominus de Ennoche,
Johannes Dominus Hay de gester,	ftoun-Riddale, miles,	Dominus de Corry,
Ad. Hepburne de Craggis, miles,	Willelmus Scot de Baluery, miles,	Johannes Ramsay in Petgorno,
Alexander Lauder de . . . , ¹ miles,	Johannes Somerville de Cambuf-	Dominus de Warrestoun,
Duncanus Forster de Skip Inche,	nethan, miles,	Dominus de Dampfoy,
miles,	Willelmus Douglas de Drumlan-	Alex. Levingstoun de Halhill,
Alexander Hepburne, miles,	rik,	Baro de Dalzel-Nesbit.

‘ *Confratri suo Johanni Lausone.*’

JOHNNE,

I PRAY 3ou passe to my Lorde, ande haife pe bukis with 3ou, anentis pe unlawis pertening to 3E LARDE OF LEKPREVIK and his complicitis, and put it furth of pe bukis with his avise : And bring me word as 3e do ;² for MY LORDE EGLINTOUNE will not ende quhill he haf 3our actis distroit.—ITEM, 3e fall discharge pir unlawis, becaus pai have componit with MY LORD THESAURAR, and he has gevin commande. Ita est THOMAS DICKSOUNE.

[*Robertus Dominus Erskin, Justiciarius deputatus.*]

Slaughter.

Nov. 24, (*die Saboti.*)—HUGH WALLACE.—Cuthbert Earl of Glencarne, often called to enter Hugh Wallace to underly the law, for art and part of the Slaughter of vmq^{le} George Hammyltoune, under the pain of lxxx li, and not compearing, was amerciatiated in the said sum : The said Hugh denounced at the horne, and all his goods escheated.

HUGH LINDESAY, Andrew Hart, Alexander Robertson, Robert Wight, and Robert Bar. The Laird of Dunrod amerciatiated in the fums of ij^c marc., lxxx li., lxxx li., lxxx li., lxxx li., for the non-appearance of these persons for the same Slaughter.—Hugh, Earl of Eglintoune, was also amerciatiated in four fums of lxxx li., each for non-appearance of Alexander Dalglesche, John Craumond, John Lekprevik, and Paul Blakfurd.—And Alexander Lindefay, Younger of Corfbasket, in lxxx li. for non-appearance of David Anderfoune, *alias Davidfoune*,

¹ Bass ?

² What you do ; or, perhaps, as soon as you do so.

for the said Slaughter. All the above persons were denounced Rebels and put to the horn, and all their goods escheated.

MEM^d. pat my LORD THESAURAR sende¹ for *John Lausoune*, and gart him bring pe buik our² to my Lord (BISHOP) of ABIRDENIS stair; ande gaif him command, befor my Lord of Abirdene, to put out pe wnlawis aboue writtin, becaus he had componit with pame for pe wnlawis; and bad him tak ane memorriall of *Maister Thomas Diksoune*, pat he had commandit, &c.

Messenger deprived for Failing in the discharge of his Duty.

Oct. 17, 1510.—JOHN COWPAR, Messinger.³

APUD *Edinburghe*, Oct. xvij, 1510.—THE quhilk day, pe Justice and Lordis of Counsale Ordanis patoure sowerane lordis armys⁴ be takin fra Johne Cowpar, sumtyme Messinger to our saide sowerane lord; and he to be deprivit, ande nevir to ber armys for all pe dayis of his life, in exempill of uthiris: Becaus it is undirstandin and confiderit be pe saidis Lordis, that he has faltit richt gretumlie in the executioun of his office, in dyuerse actionis; and specially, for his hie contemptioun done, quhare he was warnit in judgement, pe xvj day of October instant, to haue comperit pis day before pame; he beande oftymes callit and non comperand: That pairfore, he salbe put in presoun, but⁵ delay; and pare to remane unto pe tyme pat our sowerane lord have declarit and schawin his mynd pairintill. And for pe fulfilling hereof, the saidis Lordis has gevin scharp commande ande charge to LYOUN KING OF ARMYs.

[*Andreas dominus GRAY, Justiciarius Generalis.*]

Taking a Bribe to acquit a Murderer.

Nov. 4, (*die Lune.*)—PATRICK AGNEW, Sheriff of Wigtoun, came in the King's will, for art and part of Ufurping his authority, without Commiſſion for that effect, by putting Thomas Porter to the knowledge of an Affise, and accusing him, '*per coloratam justificatam*,'⁶ for the Slaughter of John M^cmyane, committed by the said Thomas: And for taking 'feyis' and money to purge the said Thomas of the said Slaughter, he being guilty thereof. And '*per coloratam justificatam*,' purging him of the said crime.—Fined v merks.

Slaughter.

GILBERT M^cARTHUR, Convicted of art and part of the Slaughter of umq^{le} John Edgar.—BEHEADED.

Intercommuning with the English, &c. &c.

JOHN NEILSOUNE, alias *Suppit-out*, Convicted of art and part of the

¹ Sent. ² Over. ³ See Dec. 6, 1510. ⁴ The Blazon or arms borne officially by each Messenger 'at arms'; inferring at the same time deprivation and degradation from his office. ⁵ Without. ⁶ It is doubtful whether 'by a coloured judgment,' or 'under colour of justice' is meant to be expressed here. Perhaps the phrase may imply, getting up a mock trial, in defraud of justice.

Theft and concealment of three horses ('naggis') furth of Fischuk, in company with fundry Englishmen,¹ &c. &c. : *Item*, of his treasonably being and remaining in the kingdom of England, without a Licence from the King or Guardian (of the Marches) : *Item*, of Intercommuning with the English, in theftuous and treasonable manner : *Item*, of treasonable inbringing of fundry Englishmen, at various times, within the Kingdom of Scotland, to 'Spuilzies,' 'Herefchippis,' Fire-raifings, Slaughters, Thefts, &c.—DRAWN and HANGED.

Cattle-Stealing.

Nov. 6.—PATRIK M^cCLELLANE of Gilstoune, Convicted of art and part of the Stouthreif of xx oxen from Patrick Agnew, Sheriff of Wigtoune, and his fervants, under filence of night.—BEHEADED.

Proclamation for regulating the Proceedings of the Justice-Aire of Jedburghe.

[THE following Document (which is given literally as it appears on the face of the Record) is highly interesting, being so minutely illustrative of the form of procedure before THE JUSTICIARS, at the AIRES held throughout the Kingdom. Although apparently framed for the Aire of JEDBURGHE, there seems no doubt that this PROCLAMATION was Circular, and addressed to every district of Scotland, and was probably adopted by all the Sheriffs and Baron-Bailies, in their Courts.

The occasional occurrence of such Papers as the present, which have evidently been preserved by mere accident, tends to impress the mind of the enquirer with the conviction that, however brief and disjointed the early Records of the Courts of Justiciary confessedly are, their proceedings must have been conducted with the strictest regard to form and solemnity.

It would appear that one of the *practical* uses of keeping any Record, beyond a mere list of the Cases which occurred at the Justice-Aires, was to enable the Clerks of Court to settle their Accounts for the fines and amerciaments, &c. with the Lord High Treasurer, to whom they were answerable for all such sums. Beyond this there seems, originally, to have been no intention of keeping a regular record of the official proceedings of the Court, excepting the preservation of an accurate roll of those who were defaulters, or who had been put to the horn, or came in the King's will for offences committed by them. This circumstance sufficiently accounts for the brief manner in which all the entries are made in the early Books of Adjournal, at a time, too, when little importance was attached to the preservation of minute evidence, or of the details of procedure in each individual case.

As all the Dittays, confessions, and depositions were doubtlessly preserved, along with the Interlocutors of the Justiciars, the documents produced, and the Verdicts of the Assises, &c., the Clerks of Justiciary could readily furnish Extracts and Acts of Court, when required. In the absence of these materials, however, we have now very imperfect ideas of the precise details which took place in particular Trials. Hence the peculiar value of such documents as the following Proclamation, which has fortunately been preserved. It may be worthy of notice, that THE KING himself was present during the whole of this Aire, which indeed he bound himself to do in every instance by one of the earliest of the Acts of his Parliament, which was passed immediately after the period of his Coronation.]

'WE Command and charge, in our Soverane Lorde THE KINGIS name, and

¹ The other crimes of this individual, who was nicknamed Suppit-out, *i. e.* Swept out, (*souppit*), are not necessary to be specified, being of no interest.

JEDWORTHE.

his Justice, here now present, þat na maner of personis tak upon hande to invaid ane ane uthir, for alde ffeide¹ or new, now cumand to þis present Aire, or passande þairfra, and induring þe tyme þairof, under þe pane of dede: And þat na maner of persoune or personis beir wapinis,² except kniffis, at þair beltis, bot alanerlie³ our Soverane lordis Houshalde, the Justice, Constable, Marschell, Compositouris, þair men and houshalde, Shereff, Crounaris, and þair deputis, under þe pane of escheting of þe Wapinis, and punishing of þe persounis beraris þairof, as efferis. AND certifieng all personis, þat na alde Signitouris of Remissounis, wantande þe Gret Sele, or Remissounis nocht ordourlie procedit be þe Selis; þat is to say, first be þe Signet, syne⁴ þe Privé Sele, and þe Gret Sele, salbe admittit; with certificatioun, quha enteris uthirwayis, þai fall nocht be admittit. AND þat all personis, plegis⁵ for ony persounis duelling within þis sherefdome, quhilk hes committit ony Slauchtir within þis sherefdome or without, or dilatit for art and part þairof, and als all plegis for ony personis duelling out-with þis sherefdoume, quhilk hes committit Slauchtir within þis sherefdome, or dilatit for art and part þairof, þat þai enter þe persounis þat þai ar plegis for, now, in þis present Aird, till⁶ underlie þe law, under þe panis þat þai ar bundin⁷ for þair entré (sic as þe Slauchtir of *Sir William Colville of Uchiltré, John Carmichell*, and þe *Larde of Dalzell*.) Because þai ar warnit lauchfullie for þe entre of þe persounis, be þe Proclamatioun of þe Aire, and summoning and warning of all plegis to enter þe personis þat þai ar plegis for þair entre, as said is. AND þat na victualis be faulde of derrer price na⁸ þai war viij dais befor þe cuming of THE KINGIS grace to þis toune and þis present Aire, undir pane of eschetin of þe vittalis, and punishing of þe persounis sellaris þairof; and þat vittalis be brocht to þe market for redy money. AND þat na lugeing nor stabillis be sett or takin be ony personis, of derrer price nai þai war sett and takin at utheris Justice Airis obefor; and quhasa dois, it salbe dittay to Justice-Aire. And attoure, cassis⁹ and adnullis all Contractis and promittis of takin and settin of houffis of derrer price nai þai war wont to be sett, in uthir Justice-Airis hald in þis burghe of Jedworthe of befor.'

THIR are þe punctis¹⁰ of þe DITTE to be inquirit.

In the first, gif¹¹ thay kene¹² ony Tresoune to þe KINGIS persoune or þe realme?

Item, gif þair be ony Slauchtir or Murthur?

Item, gif þair be ony ffyer-raising or Byrnyng within þe realme?

Item, gif þair be ony Revising of wemen?

Item, gif þair be ony Thift?

¹ Ancient feud. ² Weapons. ³ Excepting only. ⁴ Then; next. ⁵ Sureties; cautioners.
⁶ To. ⁷ Bound. ⁸ Than. ⁹ Lat. *cassare*; to break, &c. ¹⁰ Points. ¹¹ If.
¹² Know.

Item, gif pair be ony Reif?

Item, gif pair be ony Reflet of Thift?

Item, gif pair be ony Outputtaris or Inbringaris of wtheris mennis gudis?

Item, gif pair be ony fforthocht ffelonis or Opprefforris of þe KINGIS leigis, be onywais?

Item, gif pair be ony Refettis, fupleis, or intercommonis with þe KINGIS Rebellis?

Item, gif pair be ony Culzouris,¹ nyct-walkaris, or Sornaris?²

Item, gif pair be ony Wichecraft or Soffary³ wŷyt in þe realme?

Item, gif pair be ony Convocatioun or gadering of our foverane lordis liegis?

Item, gif pair be ony þat flais rede-fiſche⁴ in forbodin tyme, or fmoltis⁵ in mill-dammis?

Item, gif pair be ony diftrevaris or pelaris of grene wode?

Item, gif pair be ony flayaris of deyr, be ftalking, within wthir Lordis parkis?

Item, gif pair be ony þat manteinis opin trespaffouris?

Item, gif þat ony wŷis ffalſe-mettis,⁶ meſoris,⁷ or wechtis?⁸

Item, gif pair be ony þat takis Thift-but?⁹

Item, gif pair be ony ftrikaris of ffalſe mony?

Item, gif ony perfoune bringis hame puſioun,¹⁰ and quhow þai wŷe it?

Item, gif ony paſſis in Ingland, without þe Kingis Liſenſe, in tyme of weire?

Item, gif pair be ony Goldſmyth þat makis ffalſe mextioun?¹¹

Item, gif pair be ony Ligis or Bandis¹² maid within burghe? or gif ony burges ridis or routis with ony Lorde or Larde, to landward? or gif he be bundin to ony Larde in manrent?

Item, gif ony ftelis halkis or hundis?

Item, gif pair be ony brekaris of orchattis or doucattis,¹³ or zardis?¹⁴

Item, gif pair be ony trew brekaris,¹⁵ or ony þat fettis upone affurance with Inglifmen, in tyme of weir?

Item, gif pair be ony þat ftelis wthir mennis pitis¹⁶ out of pair ftankis?

Item, gif pair be ony diftroiyaris of uthir garis?¹⁷

Item, gif pair be ony Mutulatioun or difmembring of ony perfoune?

Item, gif pair be ony þat lyis with wthir mennis wiſſis, and diftrois pair gudis?

Item, gif pair be ony hurdis fundyne wndir þe erde?¹⁸

¹ From the verb, to *Culye*, to cajole. A cheat or swindler. ² Who took free quarters, and spoiled the poor and defenceless. ³ Withcraft or sorcery. ⁴ Salmon. ⁵ The young fry of salmon.

⁶ Such as 'elnwands'; measures of length. ⁷ Measures of capacity. ⁸ Weights. ⁹ Theft-boot. ¹⁰ Poison. ¹¹ Mixture of metals; alloy. ¹² Leagues or Bonds. ¹³ Dovecots.

¹⁴ Gardens. ¹⁵ Truce-breakers. ¹⁶ Peats; turf. It is likely, however, from the 'ftankis' or ponds being mentioned, that the word ought to have been written *picis* or *pikis*, for pikes. ¹⁷ This is likely to have been *cunynгарis*, rabbit warrens, but improperly transcribed. ¹⁸ Hoards or *poſes* found under ground.

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Item, gif pair be ony flaaris of haris in snaw ?

Item, gif pair be ony within burghe pat purchesse lordschip, in oppreffioun of his nychtboris, or to pley with þame at bare ?¹

Item, gif pair be ony Malt-makaris pat fellis malt ane put to þe mark . . . ?²

Item, geif pair be ony persoun pat has (fals or fenzeit ?) money of þe realme ?

Item, geif ony persone brekis money without þe Kingis Licence ?

Item, geif þe Merchandis bringis hayme bulzeoun, accordin to þe Actis of Parliament, and geif þe custumaris and cunzeouris dois pair diligence pairto, according to þe saidis Actis of Parliament ?

Item, anentis Cordynaris, geif pai fellis shone and butis and pantounis³

þan is contenit in þe actis of Parliament, pat is to say, a pair of mennis⁴

folit shone for xij d. ; a pair of double folit shone xvij d. ; a pair of⁵

ij f. ; a pair of butis vj f. ; wemen and childoris shone for viij d. þe pair, and utheris geir accordin to pair pricis.

Item, geif Berkaris⁶ fellis pair ledder,⁷ according to þe saidis pricis ?

Item, geif ony Baxtaris⁸ makis ony conventionis and gaderingis, and brekis þe affis⁹ to þaim be þe Officeris of þe toune ; or stalis þe toune and baikis nocht eftir þe pricis pat is gevin ; or ellis haldis abak ande fulfillis nocht þe famyn ?

Item, geif pair be ony Masterfull beggaris ?

Item, geif pair be ony nichtbouris within burghe pat usurpis agane¹⁰ þe Officeris maide in burghe ?

Item, geif ony malt-makaris of Leithe, Edinburghe or uthir placis, fellis pair malt, unput to þe mercat of þe burghe. And geif pai tak mair þane a boll of beir for a chalder making ?

And geif pair be ony pat pakis, or pelis, or housis wol, skin, hidis, outwith þe hede-burghe, fik as Leithe, and uther unfré Portis and placis ; or takis away þe gudis, uncustomyt ?

CURIA *Justiciarie de JEDBURGHE, inchoata die Martis, Novembris xvij, 1510, coram ANDREA DOMINO GRAY, Justiciario f. d. n. REGIS ex parte Australi aque de Forthe.*

[THE chief incident connected with this *Aire*, which the Editor recollects, is the remarkable occurrence related by Bishop Lesley,¹¹ who quaintly informs us, that 'THE KING raid furth of Edinburgh, the viij of November one the nycht, weill accompaneit, to the Watter of Roulle ; quhair he tuik divers brokin men, and brocht them to Jeduart ;¹² of quhom sum wes justifeit :¹³ And the principallis of the

¹ Plea or litigate at the bar. ² This evidently ought to have been 'oneput (or *uneput*) to ye market.' ³ If they sell shoes, boots, or pantons (*pattens*), at mair or at greater price than is contained, &c. ⁴ 'Singill' soled shoes. ⁵ Pantounis. ⁶ Barkers, tanners. ⁷ Leather. ⁸ Bakers. ⁹ The assise set to them, &c. ¹⁰ Against. ¹¹ The Original Scottish copy printed by the *Bannatyne Club*, quarto, 1830, p. 81. ¹² Jedburgh. ¹³ Executed.

trubillis cum in lynning claythis,¹ with nakitt fordis in thair handis, and wyddyis² about thair neckis,³ and pat thame in the Kingis will; quha wes send to divers Castells in Ward, with findrie utheris of that cuntry men, also, Quhair throuhout, the Bourdouris wes in greiter quietnes thairefter. THE KING thairfra passit to Perth, quhair Justice-Airis wes haldin the rest of that winter.'—*Sir James Balfour* contents himself with remarking, generally, that 'THE KING this 3eire, 1511, applays himselfe quholly to the suppressing of Rebels, and the administratione of justice one robbers, outlawes, and such lyke.'⁴]

Lady Buccleuch americiated.

Nov. 19.—BELDE⁵ ROBIN SCOT.—The Lady of Bukcleuche⁶ called as lawful surety of *Belde Robin Scot*, as she received him in Indenture from the Coroner;⁷ and not compearing, was americiated the fourth day of the Aire. The said Robert denounced at the horn, and his goods escheated.

Slaughter.

WILLIAM KER in Quhitmere, and James his brother.—Andrew Ker, son of Ralph Ker of Primfydloch, often called to enter the said William to underly the law for art and part of the Slaughter of John Broune, under the pain of 100 merks; and not compearing, was americiated in the said sum: And failing the goods of the said Andrew, that the said Ralph shall be distrained, because he bound himself to make his son sufficient for the said americiament.—The said William denounced at the horn, and his goods escheated to the King.

Slaughter of Sir William Colvile of Uchiltree, knight.

Nov. 20, (*die Mercurij, quarto die Itineris.*)—GEORGE HALIBURTON, Mark Ker of Dolphinstoun often called to enter the said George to underly the law, for art and part of the Slaughter of (Sir) William Colvile of Uchiltre (kn^t), and Richard Ruthirfurde, under the pain of 100 merks; and not compearing, was americiated in the said sum. The said George denounced at the horn, and his goods escheated to the King.

Slaughter of the Laird of Falahill.

Nov. 22, (*die Veneris, quinta die Itineris.*)—ANDREW KER of Gate-

¹ Linen clothes. ² Halters; literally *withies*, which were sometimes employed for hanging the Border Thieves, at an early period. ³ The following interesting illustration of this humiliating practice is perhaps the most extraordinary which can now be cited: 26th Oct. 1629, 'ROBERT ABROCHE, ane MAKGREGOUR, ane grait lymer, quha haid bene anis or twyfe forgewin and remittit be HIS MAIESTIE for his Oppressioun, wpone houe of amendiment, zit he continewit still in his knawrie: And efter thair wes mekill searhing maid for him in THE HIELANDIS, and all his freindis chargit to apprehend, come in to PERTH this day, being Twysfday, ane preaching day efter fermone, and fell down on his kneis, and ane tow (rope) about his neck, and offerit his suorde be the point to THE CHANCELLAR OF SCOTLAND, quha refuissit to accept of it, and commandit the Bailleis to ward him: Lykeas they instantlie wardit him, and patt baith his feitt on the gade, quhair he remanit.'—*Mercer and Fleming's MS. Chronicle*, Adv. Library. ⁴ *Annales*, I. 234. ⁵ Bald-headed.

⁶ Elizabeth, daughter of Walter Ker of Cessford, and relict of Philip Rutherford, younger, of that Ilk. ⁷ There is no indication of his crime.

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schaw.—James Ker of Quhitrig, and Lancelot Ker, sone of Andrew Ker, often called, as sureties, to enter the said Andrew, to underly the law, for art and part of the Slaughter of John Murray of Falohill, under the pain of 100 merks, &c. as above.

Slaughter of the Laird of Falahill.

THOMAS SCOT, brother of Philip Scot of Aidschaw.—William Scot in Hawik, George Scot in Goldelandis, and David Scot in Quhithauche, often called to enter the said Thomas to underly the law, for art and part of the Slaughter of John Murray of Faulohill, under the pain of 100 merks; and not compearing, they were amerced in the said sum. And failing the goods of the said sureties, if insufficient for the amount of the said amercement, that the goods of William Scot in Fynwik, and John Scot of Hanyng, shall be distrained, because they obliged themselves to make the foresaid sureties sufficient.—Thomas Scot was denounced at the horn, and all his moveable goods escheated to the King.

Burning of Branxholm and Ancrum — Intercommuning with English Traitors, the Armstrangis, &c.

Nov. 24, (*die Saboti, sexta dies Itineris.*)—JOHN DALGLESE produced a Signature of Remission for art and part of the Theft of xvj cows and oxen from John Scot: *Item*, for the traitorous Intercommuning with Symon Turnbull and his accomplices, Englishmen, in treasonable manner: *Item*, for Resetting of William Dalglese, common Theif, in his Thefts; and specially during the time of the Theft of eighty sheep from Thomas Murray: *Item*, for treasonable inbringing of *Black John Rouclesche*¹ and his accomplices, traitors of Leven, to THE BURNING OF BRANXHAM; and 'Herefchip' of horses, oxen, grain, and other goods, extending to 'vj^c markis:' And for the treasonable Intercommuning with the said Traitors, in their treasonable deeds: *Item*, for Intercommuning with 'the Armstrangis' at the time of THE BURNING OF ANCRUM, and at other times: *Item*, for Theft and concealing xx oxen and cows from John Scot, furth of North-hous: *Item*, for Resetting the said Rebels, at the time of the Theft of four horses from Philip Faulo and his neighbours, furth of Quhitchester-holme: *Item*, for Resetting William Dalgles and Symon Dalgles, Thieves and Traitors of Levin, in their Thefts and treasonable deeds: *Item*, for common Treason, common Theft, and common Reset of Theft, before the date of his Remission.—And because he could not find sureties to satisfy the parties, judgment was given that he should be WARDED by the Sheriff forty days—and if he could not find sureties in the mean time, that he should be HANGED.

¹ Roughcliffe, or Rowcleff?

Intercommuning with a Rebel.

ROBERT DALGLES, in Howdane, produced a Remission for Resetting, supplying, and Intercommuning with *John Davidfone*.

Resetting Thieves and Rebels.

THOMAS DALGLES, in Braidhauche, produced a Signature of Remission for art and part of the theftuous Resetting of *Symon Dalgles* and his accomplices, the time of the Theft of five horses from David Hoppringle of Tynnes, price of one of them xx merks, and of the rest of them xl merks: *Item*, for the theftuous Resetting of *Walter Dalgles* and his accomplices, the time of the Theft of xvj oxen from the said David, furth of Bochill.¹—Judgment was given that he should be WARDED as above—and if he could not find surety in the mean time, that he should be HANGED.

‘Hereschip’ of the Laird of Cruikstoun, &c.

THOMAS and WILLIAM DALGLESE, in Braidhauche, produced a Signature of Remission for art and part of the Stouthreif and ‘Herschip’ done upon the Laird of Cruikstoun and his tenants, and Stouthreif from them of lxxj oxen and cows, xiiij horses, and heifers, and household goods, to the value of ‘xl markis.’—Judgment given as above.

Horse and Cattle Stealing — Stouthreif — ‘Hereschip.’

ROBERT HAW (HALL?) in Hevesyde² produced a Respite for art and part of the Theft of four horses and heifers, and household goods to the value of fifty ‘markis,’ from William Jackfoun, furth of Ruthirfurde: *Item*, for art and part of the Theft and concealment of a horse, value xx l. from Adam Edgar, furth of Baffindene: *Item*, of a saddle, ‘le bridill, cadurce,’³ a pare of splentis, a fuerde, a buklerie,’ price ten ‘markis’: *Item*, ‘vnius subuncule,’⁴ unius toge,⁵ lodicum lintheaminum,⁶ and other household goods to the value of ten merks, from the said Adam, furth of his house, at the same time: *Item*, for the Theft and concealment of two oxen from Thomas Johnesoun and Dougall Wilsoun: *Item*, of the Theft of a cow and eleven ‘hoggis’⁷ from the Laird of Boyne-Jedworthe and Sir Henry Vallas, &c. &c.:⁸ *Item*, of the Stouthreif of five horses and heifers, gold and silver, and household goods to the value of iij^c merks, from William Jackfoun, &c. &c.: *Item*, of art and part of the ‘Hereschip’ of a horse, household goods, and a ‘bag-pipe,’ price 20 merks, from George Weyr: *Item*,

¹ Bowhill? ² Heavyside. ³ It is doubtful what this word is intended to mean. It primarily signifies a coverlet, and is supposed to apply to a sort of shield or target. ⁴ A woman’s kirtle. ⁵ Gown. ⁶ Linen sheets. ⁷ Sheep of a year old, before shearing their first fleece. ⁸ What follows is of no interest.

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of Refetting, fupplying, and intercommuning with the King's Rebels, being at the horn, &c. &c. : *Item*, of theftuouſly breaking the houſe of William Rutherford, in Nether Chetto.—And becauſe he could not find ſureties to ſatisfy parties, SENTENCE was pronounced, that he ſhould be WARDED by the Sheriff for forty days—and if, in the mean time, he did not find ſureties, that he ſhould be HANGED.

Deforcing a Meſſenger — Oppreſſion, &c.

Dec. 6, (*die Iovis, xiiij die Itineris.*)—ALISONE CUTHBERT, in Ednem, James Tynkler, and fifty-five others reſiding there, CONVICTED of Deforcement and diſobedience, done to John Couper¹ Meſſenger at Arms, Sheriff in that part, coming to the lands of Ednem with the King's Letters, for poinding James Edmonſtoun of Ednem, for a certain ſum of money due to Jonet Edmeſtoun: And when the ſaid ſheriff in that part had diſtrained ſheep and oxen for the ſaid ſum, the foreſaid perſons came in warlike manner, to the number of two hundred perſons, and deforced the ſaid ſheriff: *Item*, for Oppreſſion done to the ſaid Jonet, and Adam Home her ſpouſe, in hindering them from labouring and manuring her lands of Ednem, and thereby breaking the King's Letters of Protection.—SENTENCE. That the foreſaid perſons ſhall be put in ſure priſons for the ſpace of a year and a day—and their lives to be at the King's will; and all their moveable goods to be eſcheated to the King.

Treſon — Art and part with the Duke of Albany.

Dec. 9, (*die Saboti, vltima² die Itineris.*)—JOHN MURRAY, alias *Blak Johnne*, permitted to compound for art and part with Alexander Duke of Albany, in his treaſonable deeds.—David Hoppringill and Mr John Murray became ſureties to ſatisfy the parties.³

CURIA *Itineris Juſticiarie de SELKIRK, tenta die Lune, ix Decembris, 1510, coram ANDREA DOMINO GRAY, Juſticiario, &c.*

Deſtroying the Woods in Ettrick-Foreſt.

Dec. 11, (*die Mercurij, tertia die Itineris.*)—WALTER SCOT of Howpaſſlot, the LAIRD OF CRANSTOUNE, and thirty-four others, CONVICTED of deſtroying the Woods of Ettrick-Foreſt. Each of them fined 'iij li.'

A great many ſimilar Cafes occur for deſtroying the Woods in ETTRICK FOREST, and on the Water of BORTHWICK, at this time; for which offence many of the leading proprietors were convicted, ſuch as the Hoppringills of Smalham, Tynnes and Torwoodlee, Ker of zare, John Murray (the Sheriff), &c.

¹ See Oct. 17, 1510.
(L.1527.)

² Viz. xvi.

³ 'Summa totalis hujus Extractus, Im.Vc.xxvij li.'

The Aire terminated on Dec. xiv, *die Saboti*, being the fixth day of the Aire, but there are no entries of any importance.¹

CURIA *Itineris Justiciarie de PEBLIS, tenta die Saboti, xiiij Decembris, 1510, coram ALEXANDRO GUTHRIE de eodem, milite, Justiciario deputato Andree domini Gray, &c.*

Slaughter of a Common Thief.

Dec. 18, (*die Jovis, v die Itineris.*)—GEORGE TUEDY delated of art and part of the Slaughter of William Young; and being accused thereof, the foresaid Justice depute, with the counsel and advice of the Lords then fitting as Assessors to him, because it clearly appeared that the said William had been and was a common Thief, as was proved by fundry of the King's Letters, under his signet and subscription-manual, for taking the said William, &c., and that he had been slain in the commission of Theft and crimes: Therefore, the said George was acquitted of the crime of the foresaid Slaughter; and command was given to the Justice Clerk, that the said George should never, thereafter, be taken or indicted for the same.²

CURIA *Itineris Justiciarie de EDINBURGHE, coram ANDREA DOMINO GRAY, Justiciario, inchoat. die Saboti, viij Februarij, 1510-(11.)*

Slaughter.

Feb. 11, (*die Mercurij, iv die Itineris.*)—GILBERT CAMEROUN produced a Signature (of Remission) for art and part of the Slaughter of John Flemyn of Torbeddo: *Item*, of the Stouthreif of a sword, a 'bukler, a bonet,' and a French crown from him, at the same time.—John Murhede, in Bathcat, and Thomas Douglas, in the said parish, became sureties to satisfy the parties.

Perjury — Wilful Error on Assise.

Feb. 12, (*die Jovis.*)—ALEXANDER BERTOUNE, Robert Lumly, and xv others, Affisors, CONVICTED by a Great Assise (Grand Jury) of Wilful Error and rash swearing, finding John Laufoun, George Corntoun, Florence Corntoun, Edmund Cokburne, and Andrew Atkin, quit and free of the disturbance³ done to John M^cferland;⁴ and finding the said John M^cferland to be convicted and

¹ The 'summa totalis' is not inserted.
(L.156, 16s. 8d.)

² 'SUMMA totalis, Extractus, I^olvj li. xvj f. viij d.'
³ 'Quittos et immunes de perturbia seu perturbacione facta.' These words are usually rendered 'distroublance' in the old Records. The crime was probably mutual Assault, arising out of Feud between the Laird and the townsmen of Dumbarton.

⁴ Probably Sir John Macfarlan of that Ilk, or of Arrochar, who, according to Douglas's Baronage, was killed at the Battle of Flodden, and, as is understood, was knighted on the eve of the battle.

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guilty of disturbance done to the said John Laufoune and his accomplices, as is fully contained in the Roll of the Constabulary Court; by favor and partial means.—SENTENCE. That all their moveables, as well cattle as other goods, shall be *escheated* to the King: And that they shall be *imprisoned* for year and day, and farther, at the King's Will: And that they shall be perpetually INFAMOUS and PERJURED.

Oppressing the Laird of Niddry Marischal—Battery pendente lite.

Feb. 19, (*die Jovis, xj die Itineris.*)—SYMON PRESTOUNE of that Ilk, and John Littill, his man, came in the King's Will for art and part of the Oppression and forethought felony done to Archibald Wauchope of Nudry-Marischell and his men, making Convocation on Aug. 5, 1495, with warlike arms, to the number of fixty persons, and hindering him from coming to his own Place (of Niddry) from the Kirk of Pennecuk; before judgement was pronounced between the said parties by the Lords of Council.—The Laird of Prestoun became surety to the King and party, for himself and the said John. (Fined x l. and v l.)

Oppressing the Laird of Bass, &c.

Feb. 25, (*die Mercurij, xv die Itineris.*¹)—THOMAS DICSOUNE, at the Monastery of Hethingtoun,² Luke Hepburne, and William Bracanrig, there, came in the King's will, for art and part of the Oppression done to Robert Lauder of Basse, coming under silence of night to the lands of Quhitcastell, and casting down the House built there by the said Robert.—The said Thomas, &c., and Patrick Hepburne of Beynstoune, became sureties to satisfy the King and party. (Amerciated xv merks.³)

CURIA *Itineris Justiciarie, inchoata die Lune, xx die mensis Octobris, 1511,*
coram ANDREA DOMINO GRAY, *Justiciario, &c.*

Treasonably taking the Castle of Lochdoun, &c.

Oct. 30, (*die Mercurij, viij die Itineris.*)—WILLIAM CRAUFURDE, son of William Craufurde of Lefnorys, admitted to compound for art and part of the treasonable taking of the King's Castle of Lochdoun from Sir David Kennedy, kn^t, (Captain thereof,) and 'Herefchip' and Oppression done to the said David, in 'Herefchip' of the said Castle: And for Resetting, supplying, and

¹ This Aire lasted nineteen days, and terminated on Monday, Mar. 3. 'SUMMA totalis hujus extractus, vijxxxvij li. iij s. iij d.' (L.738, 3s. 4d.) ² Haddington. ³ In this and all other similar instances where the amerciament is marked, it is a fine to the King. The composition with the party was a matter of private settlement or reference.

Intercommuning with the King's Rebels, being at the horn, viz. David Craufurde (of Kerfe,) John Schaw (of Keris,) and the 'Crechtounis.'—The Laird of Gaitgirth became surety to satisfy the parties.

Treasonably taking the Castle of Lochdoun.

ALAN CARTHCART of Clowlynan, John Craufurde of Drongane, and five others,¹ were admitted to compound for the treasonable taking of the Castle of Lochdoun, as above.—Alexander Kennydy, young Laird of Bargany, surety, &c.²

Cruel Oppression — Stouthreif, &c.

Nov. 4, (*xj die Itineris.*)—HEW EARL OF EGLINTOUNE, Thomas Montgomery in Kilbride, John Montfoide, younger of that Ilk, and seven others, admitted to compound for art and part of Convocation of the lieges, and for art and part of the forethought felony and Oppression done to John Scot, burgess of Irvin; and of Stouthreif of pots and 'pannis, plattis, and pewdir weschell,'³ from the said Johne, furth of his house, extending to xx l.: *Item*, for the forethought felony and Oppression done to the said John and his wife, coming to his house, and cruelly striking his wife with 'bauche straikis,' at the time of the Stouthreif of the said goods: *Item*, for forethought felony and Oppression done to the said John, taking him into the Tolbooth of Irvin, and conducting him to the lodging of the said Laird (of Montfoide?), and detaining him there for the space of six hours against his will; and then conducting him to the said Tolbooth as a Thief, and putting the said John in the 'stokkis,' and incarcerating him therein: And for the Oppression done to the said John's wife, at the said Tolbooth, tearing her hair, cruelly striking her, and pulling out her hair in great quantities.—The said Earl and the Laird of Montfoide became sureties, conjunctly and severally, renouncing the benefit of division, to satisfy the parties.⁴

CURIA *Itineris Justiciarie de WIGTOUNE, inchoata die Saboti, viij Novembris, 1511, coram ANDREA DOMINO GRAY, Justiciario, &c.*

The Coroner of Wigton to produce Deforcers in Court, &c.

Nov. 14.—'pe JUSTICE commandit Archebald M'Cullocht, Crovnar, to bring in judgement to morne⁵ Henry Neleson, Johne Tait, William Nelesoun, till vnderly pe law for pe Deforsing of our souuerane lordis Officiar,⁶ vnder pe pane of punising of him with siclike punitioun as thai fald be pvnist.'

¹ Persons of no note.

parties were of no consequence.

die Itineris.

² Several other Cases occur at this Aire for the same crime; but the

³ Pewter vessels.

⁴ The Aire terminated Nov. 6, *xij^o*

'SUMMA totalis Extractus, viij^cxxvj li. vj s. viij d.' (L.826, 6s. 8d.)

⁵ To bring

into Court to-morrow.

⁶ Messenger at arms.

Slaughter.

Nov. 18, (*die Mercurij, nona die Itineris.*)—NEVIN M^cKELLO and Patrick M^ckincrosche. ‘MED. pat þe Scheref-deput, Mungo Murray, at þe command of þe Justice, relaxt Nevin M^ckello and Patrik M^ckincrosche fra þe proces of þe horne, and gaif þaim þe wand of pece,¹ for þe Slauchtir of Alifoun M^cgillhaffis dochtir.’²

CURIA *Itineris Justiciarie de* KIRKCUDBRIGHT, *inchoata die Veneris, xxj Nov. 1511, coram* ANDREA DOMINO GRAY, *Justiciario.*

Theft from the Abbot of Dundrennan.

Nov. 23, (*die Saboti, ij die Itineris.*)—JOHN STORY, in Dundranane, admitted to compound for art and part of the Theft of 300 merks and a gold chain from the Abbot of Dundranene: *Item*, for art and part with Eduard Story, common Thief, in his Thefts; and specially, the time of the Theft of a box from the said Abbot: *Item*, for treasonably going out of the kingdom, and remaining in England: *Item*, for common Theft and common Refet of Theft.—The Laird of Bomby became surety to satisfy the parties.

Oppression — Striking a Sheriff or Messenger, &c.

Nov. 27, (*die Jovis, v die Itineris.*)—MASTER WILLIAM LEVINAX of Caly produced a Signature of Remission for being art and part of the forethought felony and Oppression done by him to Roger Gordoun of Garlarg, the King’s Sheriff in that part, having the King’s Letters in his hands to summon the said Mr William, at the instance of John Gordoun of Lochinvar, striking the said Sheriff in that part with a staff, and drawing his ‘quhinzeare’ upon him: *And* of art and part the contempt and treason thereby done to our sovereign lord the King: *And* of theftuously destroying the Woods belonging to the Laird of Lochinvar.—The said Mr William, and William, his son and heir apparent, became sureties to satisfy the parties.³

‘Raid of Drumfres, at Lammes-evyn’ — Slaughter.

Nov. 29.—THE quhilk day, JOHNNE LORDE MAXWELL oblist him, þat betuix þis and Candilmes nixt to cum, þat he sal plese my lorde Secreter and his clerk for þair feis of þe Selis and writingis undir þe Signet, of all þe personis being at þe Raid of Drumfres at Lammes-evyn, and Slauchtir committit at þat tyme; betuix þis and Candilmes nixt to cum, &c. And þis to be extendit in þe

See Notice to Oct. 11, 1531, and Jul. 23, 1566, *Note*.
vij^elix li.’ (L.759.)

² ‘SUMMA totalis hujus Extractus, vij^elxiiiij li. xiiij s. iij d.’ (L.764, 13s. 4d.)

³ This Aire terminated Dec. 3, *x die Itineris*. ‘SUMMA totalis Extractus,

best forme, decret, and pat lettres be direct pairupoun. Domini Abirdene, Ca.,¹ Ergile, Errole, M. James Henryfoun, Scot de Balwery.

CURIA Itineris Justiciarie de Edinburghe, inchoata die Martis, xxvij Aprilis, 1512, Coram ALEXANDRO LAUDER de Blythe, milite, Preposito de Edinburghe, deputato ANDREE DOMINI GRAY, Justiciarii.

Forgery — Making false Money.

JOHN SYMONTOUN of that Ilk.—Robert Menzeis of that Ilk, John Tuedy of Drummelzar, James Lokart of Le,² and Richard Broune of Cultermanis, were often called to enter the said John, to underly the law for art and part of treasonably ffabricating and making Falso money within the kingdom; as they became sureties, conjunctly and severally, under the pain of 1000 merks, renouncing the benefit of divifion: And not compearing, they were amerced in the said sum.

WILLIAM INGLIS of Langlandhill.—Robert Menzes of that Ilk often called as surety to enter the said William, to underly the law, for art and part of treasonably making the said false money, under the pain of 100 l.: And not compearing, he was amerced in the said sum.

[*Andreas Dominus Gray, Justiciarius.*]

(Jul. 23.)—The Lairds of Symontoun and Langlandhill were Respited for three months, from Jun. viiiij, for the above crime.

REX,

WE grant and gevis full Licens and fredome, be pir our lettres, to JOHNE SYMONTOUN OF THAT ILK and WILLIAM INGLIS OF LANGLANDHILL, now beand wndir accusatioun of crime of Treafone for ffalfe Money, to analy,³ fell, and wodfet⁴ pair landis, heretage, and gudis, in all or in pairt, to quhatfumeuer personis, as thay fall think expedient, to furnis expense for puttin of pair airis⁵ in pair landis and heretage, and outredding of soumis aucht⁶ to ws be pair airis for compositioun, and doing of pair wthir neidfull erandis; and to pafs at large quhare pai pleife within our realme, without ony arrest or accusatioun for pe said crime, for pe space of Thré monethis; to mak penny of pair landis and gudis, as said is. AND alse, we gif licens to all our liegis to by⁷ or tak in wadset fra pe saidis John and William, or athir of pame, pair landis or gudis; and will and grantis pat pe alienatioun and felling pairof falbe na cause of recognitioun nor forfaltour of pair landis, nor dangir nor skayth nawyis to pe byaris nor fellaris, nochtwithstanding pat pai stand now wndir accusatioun of pe said crime of Treafone. AND alse, gif pe said Johne and Williame plesis to put pair sonnis and apperand airis in fee of pair landis, We fall ressaue resignationis pairof, in favour of pair airis, or gif⁸ Confirmationis apoun pair awin Charteris, safar⁹ as is halding of Ws, in pe sickereft¹⁰ forme pat can be devifit. ATTOUR,¹¹ We, of our speciall favouris and grace, Remittis and Dischargeis, for ws and our succellouris, in favor of pe saidis airis, all proces of fforfaltour and of our horne, quhilk, be rigour of law, micht be led apone

¹ Cancellarius, viz. Alexander Stewart, Archbishop of Saint Andrews, natural son of King James IV by Margaret Boyd. He was slain at Flodden. ² Lee, in Lanarkshire. ³ Annailzie. ⁴ Wadset. ⁵ Heirs.

⁶ Owing. ⁷ Purchase; buy. ⁸ Give. ⁹ So far. ¹⁰ Surest; securest. ¹¹ Moreover.

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pe faidis Johne and William for pe faide crime of Trefone, fa pat eftir pair decefe pair airis may fuceid to paim in pair landis, heretege, and gudis, and entir pairto be courfable brevis of our Chapell,¹ ficlik and alfe lauchfully as and² pai had nocht committit pe faid crime, nor had nocht bene wndir accusatioun pairof. AND alfe, We grant and gevis, and for ws and our fuccefforis renuncis, qubit-clamis, and difchargeis to pe airis of the faidis Johne and William, and pair assignais, all our efcheit pat we or our fuccefforis mycht have of pair faid landis and gudis for pe faid crime of Trefone, gif³ pe proceffe pairof war led apoune pame; and all rycht, interes, titill, and clame of rycht, petitour, and poffeffour pat We or our fucceffouris hes, or ony wyfe mycht have, pairto. pat is to fay, to pe faid Johnis airis and pair assignais, pe efcheit of his landis and gudis; and to pe faide Williamis airis and pair assignais, pe efcheit of his landis and gudis; becaus pe faidis airis maid compositioun with our Thezaurar for pe famyn, and pait⁴ foumis of mony pairfor to him in our name. GEVIN wndir our Preivé Seill, at Edinburghe, pe viij day of Junij, pe zeir of God I^m.V^o. and xij zeris, and of our regne pe xxiiij zere.

Feud between the Maxwells and the Creichtons — Slaughter of the Laird of Kirkpatrick, while at the Worn, &c.

[THERE seems to be no doubt that the deadly Feud and Slaughter, which form the subject of the following solemn proceedings, arose out of the Battle between the MAXWELLS and CREICHTOUNS on the Sands of Dumfries, in the month of July, 1508. These families were indisputably the most powerful Barons of Nithsdale, and had long been at enmity with each other. The vigorous measures adopted by KING JAMES IV had for a considerable time restrained them from proceeding to personal hostilities, but at length they suddenly broke out into open violence, having apparently challenged each other to the field, to decide their quarrel by force of arms. *Bishop Lesley* gives a short but striking account of this affair, which it is thought proper to quote here.—‘Thair wes a gret gaddering the xxx day of Julij, betuix the LORD MAXWELL and the LORD CREICHTOUN OF SANCHAR, quhair the Lord Creychtoun⁵ was chaiffit with his cumpany fra Drumfreis, and the Laird of Dolyell and the young (Laird) of Crauchlay flane, with divers utheris, quhair of thair appered greit deidly feid and bludshed; bot THE KING tuk sic ordour, partlie be justice and partely be aggrement, that the hole cause was fuddanlye quyeted and stanchet.’⁶

Robert, *third* Lord Maxwell, fell at the fatal Field of Flodden. On the other hand, his antagonist, Robert, *second* Lord Crichton of Sanquhar, ancestor to the Earls of Dumfries, survived many years. His son, William, the *third* Lord Crichton of Sanquhar, was stabbed to death in the house of the Governor of Scotland, the Duke of Chatelherault, by the Lord Sempill; and his great grandson, Robert, the sixth Lord, was executed at Great Palace Yard, Westminster, Jun. 29, 1612, for being accessory to the far-famed Murder of John Turner, a Fencing-master, who had thrust out one of his eyes, while they were practising together, with his foil.⁷

SIR WILLIAM DOUGLAS of Drumlangrig, one of the parties more immediately concerned in the present case, was likewise a very powerful Baron, being an ancestor of the noble house of Queensberry. He married Elizabeth, daughter of Sir John Gordon of Lochinvar, and fell at Flodden, Sep. 9, 1513.

So great a sensation did this case make, that it was evidently the immediate cause of the subsequent ‘Act anent the Reffet of Rebellis,’ &c., to which the reader is particularly referred.]

¹ Brieves from Chancery. ² An; if. ³ If. ⁴ Paid. ⁵ *Sir James Balfour* merely says, ‘the LORD SANQUHARE wes ouerthrowen, and maney of his frindis killed.’ *Annales*, I. 231. ⁶ *Lesley’s History*, BANNATYNE CLUB’s Edit. Quarto, 1830, p. 78. ⁷ It is asserted that his lordship bore his misfortune patiently, until, happening to be at the court of Henry the Great of France, the King enquired ‘How he had lost his eye?’ ‘By the thrust of a sword,’ replied his lordship.—‘Does the man yet live?’ rejoined the King. From that hour he is reported to have determined on putting Turner to death—who not being his equal, he resorted to the horrible expedient of assassination, which was effected by a fellow of the name of *Robert Carlyle*, who, with the assistance of an accomplice, pistolled the unfortunate fencing-master.—See *State Trials and Peerages*, &c.

APUD *Edinburghe*, *xxiiij Septembris*, anno Domini *Im. V^c. xij^o*. SEDERUNT *Domini subscripti*,
(REGE *presente*,)

ARCHIBALD, ERLE OF ANGUSE,
ALEXANDER, ERLE OF HUNTLIE,
ARCHIBALDE, ERLE OF ERGILE,
MATHO, ERLE OF LENNOX,
WILLIAME, ERLE OF ERROLE,
WILLIAME, ERLE OF MARSCHELL,
JOHNE, ERLE OF CRAWFURDE,
WILLIAM, ERLE OF MONTROS,
CUTHBERT, ERLE OF GLENCARNE,
JOHNE, ERLE OF ATHOLE,

ANDRO, LORD GRAY,
WILLIAM, LORD BORTHUIK,
GEORGE, MASTER OF ANGUS, *
JOHNE, LORDE DROMONDE, *
ROBERT, LORD ERSKINE,
HENRY, LORD SINCLERE,
GEORGE, LORDE SETOUN,
JOHNE, LORD HAY OF ZESTIR,
ALEXANDER, LORDE ELPHINSTOUN,
ANDRO, LORD HERES,

ANDRO, LORD AVANDALE, *
ROBERT LAUDER of ye Bass, kn^t. *
WILLIAM SCOT of Baluery, kn^t.
JOHN CULQUHOUN of Luse, kn^t. *
JOHNE SOMERWELL of Camnethane,
knycht, *
ADAM HEPBURNE of ye Craggis,
knycht, *
WILLIAM KEITHE of Inuerrugy, kn^t.
ROBERT DOUGLAS of Lochlevin, kn^t.

ANENT the Supplicatione gevin in to þe KINGIS hienes be WILLIAM DOUGLAS OF DRUMLANRIG, defiring þat þe actioun of cryme imput to him and utheris his men and ffrendis, for þe Slauchtir of umqhill ROBERT CRECHTOUNE OF KIRKPATRICK, fuld be put to þe deliuerance of þe Lordis of Counsale; quether, gif þe faide actioun fuld be put til ane Affise, confidering, þat þe faid umqhile Robert was at our foverane lordis horne, and his Rebell þe tyme of his slauchter? Like as, at maire lenthe, is contenit in þe faid supplicatione. AND in likewise, anent þe Complant gevin in be ROBERT LORD CRECHTOUN OF 3E SANQUHAR,¹ and þe kyn and frendis of þe faid umquhill Robert, desyrand, þat þe faid actioun of cryme of þe faid Slauchtir fuld be put to þe knaulege of ane Affise, and na fensment² nor deliverance to be maide be þe Lordis of Counsale pairvpoun. THE LORDIS OF COUNSALE forsaide, in presence of þe KINGIS hienes, þe resonis and allegations of bathe þe faid partijs, sene, herde, and undirstande Decretis and Deliveris, þat þe criminale actioun of þe faides Slauchtir, contenit in our foverane lordis Lettres and Complante, fuld be put to þe knowlege of ane Affise, befor þe KINGIS grace, or his Justice, criminalie: AND als, deliveris, þat our Soverane lorde may inquire and spere³ at his Counsale, quhere it plesis his hienes, and cause be discuffit be his Counsale, quethir gif þe faid umquhill Robert Crechtoun was at his horne or nocht, the Lettres of Respett for aucht dais, grantit be our foverane lorde to þe faide umquhill Robert, and þe Relaxatioun of him fra þe horne, induring þat tym; and als, þe Lettres of þe denouncing of þe faid umquhill Robert, gevin of new be þe KINGIS grace paireftir, to denunce him of new þe KINGIS Rebell, þe faid viij dais being past, and uthir aucht dais paireftir following; at lenthe sene, herde, and confiderit, þe LORDIS foirsaide, Findis and Deliveris, þat þe faide umquhill Robert was þe KINGIS REBELL, and at his horne, þe time of his Slauchtir.

The forsaid Lord Crechtoun, and þe Larde Drumlanrige, ar baithe content, þat þe LORDIS OF COUNSALE forsaide be apoun þis Affise.

¹ The reader is referred to the Appendix for numerous illustrations of this and many other Trials, which occur in the course of the present Collection.

² Verdict.

³ Ask.

[CORAM *f. d. n.* REGE *et* Andrea domino Gray, *ejus* Justiciario.]

Sep. 27, (*die Lune.*)—The Court of Justiciary, in the Case between ROBERT LORD CRECHTOUN and his men, on the one part, and WILLIAM DOUGLAS OF DRUMLANRIG and his accomplices on the other part, was continued till tomorrow, without prejudice of parties.

[*Alexander Lauder, Justiciarius deputatus.*]

Sep. 28, (*die Martis.*)—Continued to Thursday next, and it was publicly proclaimed, that none of the Affise of the Lords elected thereon shall retire from the town, until the said day, and deliverance (of their Verdict.)

Sep. 30.—THE LORDS declared as follows, having been first sworn upon the Affise, in the present cause, and thereafter elected by the King to give counsel to him as aforesaid.

MAGNA ASSISA.

ARCHIBALDE, ERLE OF ANGUS, &c. (*viz.* the others above named, excepting those marked thus *, they being twenty-one in all.)

VERDICT of the Affise, and Judgment following thereon.

ANENT þe accusatioun maide apoun WILLIAM DOUGLAS OF DRUMLANRIG, JOHNE FERGUSSOUNE of *Cragdaroch*, THOMAS FERGUSSON his sone, and þair complices, ffor art and pairt of þe Slauchtir and Murthure of umq^{ll} Robert Crechtoun of Kirkpatrik, and cryme of Treffone and Lese-maiefté, allegit apon þe said William, Johne and Thomas, and þair complices; þE LORDIS forsaide, Findis and Deliveris, and confalis þE KINGIS hienes, þat þe said allegit crimes be na Dittay: And þat Lettres be writtin of Discharge; and Inhibitioun be gevin and direct to Justice and Justice Clerk, be our fouerane Lorde, and till all utheris officiaris, þat nane of þame tak in Dittay, attache, arrest, or accuse þe said WILLIAM DOUGLAS, or his complices forsaide, for þe saide actioun, and na crime be imput to þame pairapoun, because it was funde obefore be þe saide Lordis, þat þe said umq^{ll} Robert, þe tyme quhen he was flane, was oure foverane lordis REBELL, and at his horne, and for uthir resonable cause, moving þe saide Lordis; except FERGY FERGUSSOUN and ROBIN FERGUSSOUN, to quham þis declaratioun and confall fall nocht extende, and þaim to be punist, as is contenit in þe decret and deliverance, be certane of þe said Lordis pairapoune.

SEDERUNT, *vltimo die Septembris, anno domini I^m.V^c.xij.*

James Archebifchope of Glasgw,	Alexander Lauder of Blyth, (kny ^t),	Maister Patrik Panthere, Secretar
Andro Bifchope of Murray,	Prouest of Edinburghe,	till our fouerane Lorde,
David Bifchope of Galloway,	Maister Gavane Dumbar, Archi-	Maister Robert Formane, Dene of
Andro Bifchope of Carnes,	dene of Sanct Androis,	Glasgw,
George Bifchope of þe Ilis,	Maister Gavane Douglas, Provest	Maister James Henrifoun, Justice
Archibald Earl of Angus, &c. ¹	of Sanct Gelis Kirk of Edr.	Clerk.
John Priour of Sanct Androis,		

¹ The remainder of the Great Assise last mentioned follows, excepting William Keyth of Inverrugy.

Act anent ' the Resset of Rebellis, and Personis being at our
soverane lordis horne.'

THE Lordis, Prelatis, (and) Baronis abone written, with avise of þe KINGIS hienes, hes Statut and Ordanit, þat because of þe RESSET OF REBELLIS, and personis being at our souerane Lordis HORNE, is gretlie vsit within this realme, in contrare his Lawis and diverse Statutis maid be his hienes and his progenitouris; and be þe said Lawis and Statutis, nocht alanerly¹ þe said Rebellis and personis, being at þe horne, fuld be punist and justifiit² to þe deid, bot als well þe ressettaris, supplearis, and mantenaris of þam. AND it is thocht rycht odious and hevy to oure souerane lorde and his Lordis foirfaidis, þat ony resset, supple, favour, intercommonyn or assistance fuld be gevin to the saidis Rebellis; and quha þat ressettis, supplis, or intercommonis with þam to be punist to þe rigoure, according to þe Lawes and Statutis made obefore. AND gif ony personis happins to committ Slauchter apone þe said Rebellis and personis being at þe horne, þe tym of þe takin or apprehending of þam, falbe na punct of Dittay; bot þe slaaris of þam to be revardit and thankit þarfore. AND gif ony persone takis or apprehendis ony persone Rebell or fugitive, at þe kingis horne, and bringis þe samyn to his hienes or his Justice, þat persone, Rebell or at þe horne, till³ have na Remissioun of þe KINGIS hienes, without speciale consent of þe personis takaris of him; and to be revardit be þe KINGIS grace, be þe gevin of þe half of þe vnlaw of þe persone fugitive, or at þe horne, or his plegeis was unlawit or amerciat obefor, or be þe gevin of þe half of his eschet gudis, or ȳper pairt pairof as falbe thocht (just) be þe KINGIS hienes. AND as to þe revarding or gevin of Remissionis till indure for þe space of thre ȳeris nixt to cum, to þe quhilk tyme þe KINGIS grace of his benevolence hes consentit; and þe remanent of þis Statut till indure perpetually, or quhill it be ȳperwais divisit be þe King, his Gret Counsale, or be þe Parliament. ITEM, in likewise it is Statut and Ordanit, þat in tym to cum, anent personis REBELLIS, and being at þe horne, and beis takin and apprehendit be ony of our souerane lordis legis, and kepit xxiiij houris eftir þat he be takin, and þe takaris or apprehendaris of him haiffand him in sure keping, ouper⁴ in Castell, his strenth, or ȳper sure place; or quhar þe takaris or apprehendaris ar maisteris of pover,⁵ quharthrow þe said Rebell or fugitive at þe Kingis horne may nocht evaide and eschape, and þat be noturly⁶ knavin or vndirstand, it fall nocht be lafull to þe kepar, apprehendar, or taker of him, nor to na ȳper private persone to fla him, bot bring him to þe law to be justifiit be þe lawis of þe realme. AND gif it hapnis þat ony persone, Rebell or fugitive at þe horn, be flane efter þe said twenty foure houris, he beande in firmance⁷

¹ Only. ² Executed, after legal trial. ³ To. ⁴ Either. ⁵ Force. ⁶ Notoriously,
publicly known or understood. ⁷ Sure custody; imprisoned.

or fure keping, as said is, þe flaaris of him, ʊperwayis na¹ in forme of justice and ordour of law, be þe KINGIS Justice, or ʊperis havande pover of his hienes or his Justice, þat þai be reput and haldin as men-flaaris,² exceptande, gif ony persons, kyn, or frendis of þe said persone being Rebelle, or at þe horne, wald reif³ þe said Rebelle or persone being at þe horne, qubarthrou he may nocht be furely brocht to þe KINGIS hienes or his Justice; and in þat cace, he may be lefully flane but⁴ accusatioune.

[*Matheus Comes de Lennax, et Alexander Lauder de Blyth, miles, Justiciarii deputati Andree Domini Gray.*]

Attempting to free a Prisoner from Dunbar Castle.

Nov. 5.—EUGENIUS M^cGRUME, dwelling with William Lauchlanfon; and Andrew Williamfoun, dwelling with Alister Roresoun, Convicted of art and part of the treasonable making of Bond and League with *Mulmory Mulwane*, in Arroche,⁵ and one called *Duncanfoun*, and fundry others in LOCHABIR and CLANQUHATTANE, for the treasonable taking and abduction of *Ferquhard M^cyntosche* furth of the CASTLE OF DUNBAR, the said *Ferquhard* being in the said Castle, in prifon and ward; and of coming to the said Castle to the said *Ferquhard*, for taking and carrying the said *Ferquhard* furth thereof.—HANGED.

[*CURIA Justiciarie, tenta apud burgum de EDINBURGHE, die Veneris, Nov. xij, 1512, coram Georgeo Domino Setoun,⁶ deputato ANDREE DOMINI GRAY, Justiciarij ex parte Australi aque de Forthe.*]

Slaughter of the Laird of Grerstoun.

JOHN DEKESOUNE, in Grerstoune,⁷ and John, his son, convicted of art and part of the Slaughter of George Myddilmast of Grerstoune, committed on forethought and culpable felony.—BEHEADED.

ASSISA.

The Larde of Haukschawis,	Andro Glenquhome of the Wra,	Johne Elphinstoun of Hendirstoune,
The Larde of Furde,	Rob. Crechtoune of the Quartar,	Johne Wily of Bonytoun,
John Portwife of Gernkirk,	John Haldane,	James Broune in Peblis,
George Geddes,	Gilbert Barde of Possfo,	Patrik Paterfoune,
James Bailze of Chapelgil,	Wm. Inglis of Langlandhill,	Adam Tuedy.

[*Andreas dominus Gray, Justiciarius.*]

Murder.

Nov. 23.—HUGH and ARCHIBALD POWOK, and Charles Patonfoun,

¹ Than. ² Homicides. ³ Carry him off by force. ⁴ Without. ⁵ Arrochar?
⁶ The names '*Archibald et Matheo de Ergile et Lennox*' are deleted. It is likely they had been present, but were afterwards called away to attend the Privy Council. ⁷ See May 31, 1513.

convicted of art and part of the Slaughter of David Rede, by way of Murder ; and for their being at the horn for the said Slaughter.—BEHEADED.

ASSISA.¹

The Larde of Houftoun,
The Larde of Kilbirny,
Johne Nesbet of Dalzell,
The Larde of Comskeyth,
Bartilmo Dalzell,

The Lard of Gerweswode,
The Larde of Dalzell,²
Williame Dunlope,
George Cokburne,
James Biffait,

The Larde of Dunlope,
The Larde of Caldwell,
Adam Mailwin,
Patrik Hepburn.

[*Willielmus Comes Errolie et Alexander Lauder*³ *Prepositus de Edinburghe, Justiciarij Deputati.*]

Slaughter of the Laird of Corsintoun.

[THE following Case is of a kind which, unhappily, was but too frequent in the district where the Slaughter took place, and, indeed, prevailed over a large portion of Scotland. The reader is referred to *The Historie of the Kennedys*,⁴ for illustrations of a similar nature ; which curious fragment the Editor has recently published, being anxious to preserve from the risk of destruction by fire, &c. so remarkable a memorial of the History of a populous and powerful district of this country, at no very remote period.

Having enquired into the subject of the Slaughter of *the Laird of Corsintoun*, little more information can now be obtained than what is contained in the following interesting paper, which has been recovered from the valuable Register of the Privy Seal.⁵

GENERAL REMISSION *to the Lairds of Lefnorijs and Skellingtoun, &c. for the Slaughter of the Laird of Corsintoun.*

JAMES, be the grace of God, King of Scottis. To all and findry our Sche-reffis, Justice Clerkis, Crownaris, and pair deputis, and all vperis our officiaris, liegis, and subditis quhom it efferis, (to) quhais knowlege pir our Letteris fall cum, greting. WIT 3E, þat, fforfamekle as *Andro Campbell*, ane of þe principall committaris of þe Slauchter of vmquhile PATRIK DUNBER of *Corsintoun*, committit at þe *Kirk of Cumnok*, wes takin and justifiȝt⁶ for þe sammyn ; and *Duncane Campbell* and *John Stille*, alfua committaris of þe said Slauchter, ar fugitiue fra our lawis, and put to our horne pairfor ; and þe remanent of þe personis specaly dilatit of art and part of þe said Slauchter has optenit our Remiffioun for þe sammyn : AND becaufe þe said Slauchter was committit at THE KIRK, one Sondag, þe tyme of Mefs, quhenne þe parrochinaris war gadderit, and ane grete multitude of paim ar dilatit of art and part pairof, WE haue, of our speciale grace, REMITTIT, and be þir our Letterez frely Remittis, to WILLIAME CRAWFURD of *Lefnorijs*, ALEXANDER CAMPBELL of *Skellingtoun*, parrochinaris of þe said Kirk, and generaly to all þe remanent of þe parrochinaris

¹ This is one of the few instances where the Assise consisted of fourteen or any other even number, which was commonly avoided, in case of an equal number of Assisers voting ; for the Chancellor had no casting vote. ² Robert (or William) Dalzell of that Ilk ? See note to Apr. 5, 1513. ³ Sir Alexander Lauder of Blyth, knight.

⁴ Quarto, Edin. 1831, with Illustrations and Notes by the Editor. ⁵ *Reg. Secr. Sig.*, Vol. VI. ⁶ Executed ; put to death after legal trial.

EDINBURGHE.

parof, and vtheris our liegis, being pair affemblit þe tyme of þe committing of þe faid Slauchter, all actioun and cryme þat may be imput to þaim, or ony of þaim, for þe faid Slauchter, art or part þairof, and all thing þat may ony wife follow pairupoun alanerly : And difchargis þaim and ilkane of þaim for euer, be þir oure Lettrez, except þe principale committaris of þe faid Slauchter, fugitive and at oure horne for þe fammyn, and þe vthir perfonis, quhilkis war in speciale dilatit of art and part þairof, and has optenit our Remiffionis pairupoune, as faid is. QUHAREFORE We charge, ftratlly, and commandis 3ow, all and findry our Jufticis, Scheriffis, Juftice Clerkis, Crownaris, and pair deputis, and all vtheris our officiaris, legis, and fubditis foresaidis, þat nane of 3ow tak apoune hand to refaiff in Dittay, arrest, accufe, follow, truble, perfew, or proceid aganis þe faid William Crawford, Alexander Campbell, or ony vtheris our liegis, except before exceptit, for þe faid Slauchter, art or part þairof, or ony thing þat may follow pairapoune in our Juftice-aris, or ony vtheris wayis, or to do ony thing incontrare þis our Generale Remiffioun be ony maner of way in tyme cummyng ; vnder all þe hieft pane, charge, and offens þat 3e and ilkane of 3ow may committ and inrin¹ aganis our Maieftie, in þat part, difcharging 3ow all our officiaris forfaidis, prefent and tocum, and 3our deputis of 3our officiaris² for ever, be þir our Lettrez of Generale Remit, quhilkis We will haue þe ftrenth and effect of our Remiffioun, ficlik as and þe fammyn war gevin to þaim all fpecially nemmit þarein be our Lettrez vndir our Grete Sele, without ony impediment, reuocatioun, or agane-calling quhatfumeuir. GEVIN vndir our Priue Sele, at Edinburghe, þe fevin day of Januar, þe 3ere of God I^m.Vc.xij 3eris, and of oure regne þe xxv 3ere. [JAMES R.]

It seems quite unnecessary to add any thing farther to this Case, the parties concerned being so well known.]

Dec. 6.—ROBERT CAMPBELL of Schankiftoun denounced Rebel and put to the horn, and all his goods efcheated, for not underlying the law for the Slaughter of Patrick Dunbar of Corfintoun.³—Johne Stewart of Torboltoun, cautioner for his entry, was amerciaded in 100l. ; and becaufe his goods were not diftrainable, the goods of the Sheriff of Aire to be diftrained therefor, becaufe he took the faid John as furety foresaid.

GEORGE and JOHN CAMPBELL, brothers of the faid Robert, alfo denounced, &c., as above ; and the Sheriff of Air's goods to be diftrained for 200 merks of amerciament.—ANDREW BOMBY is alfo denounced, and the Laird of Schankiftoun amerciaded 40l. as his cautioner.—JOHN CAMPBELL, Parifh Clerk of Cumnok, replegiated by the Archbishop of Glasgou's Commiffary (Mr Richard Boithville) to his Regality.

¹ Incur ; literally run into.² Offices ?³ See also Dec. 9, 1512.

Murder in Edinburgh Castle — Breaking Ward, &c.

Dec. 7, (*die Martis*.)—ANDREW ADAMESOUNE, *alias Weymis*, Convicted of art and part of the Murder and Slaughter of Thomas Peblis, in the Castle of Edinburgh: *Item*, of the Theft of xxvj l. and a filver merk, at the same time: *Item*, for treasonably breaking his prison in the said Castle, and going furth of Ward.—BEHEADED. His head to be put upon the West Port, and his hands and feet fixed upon the Ports of the four Burghs nearest to Edinburgh.

[*Jacobus Comes de Arane Dominus Hammyltoune, Justiciarius deputatus specialiter constitut.*]

Slaughter of the Laird of Corsintoun.

Dec. 9, (*die Jovis*.)—JAMES CAMPBELL of Clewis denounced Rebel, &c. for the Slaughter of Patrick Dunbar of Corsintoun.¹—George Campbell of Cefnok, surety for the said James, was amerced 200 merks.

ANDREW CAMPBELL in Strade, Andrew C. in Wodhead, and William Craufurde, were also denounced, &c.; and George Campbell of Watterhede, Mathew C. in Trinzean, George C. of Cefnok, and George Craufurde of Beaux, their sureties, were amerced 200 merks for each of them. The following Warrant is engrossed in the Record.

REX,

CLERK of oure Justiciary. It is our will, and we charge 3ow, pat 3e defeise,² and draw furth of our Adjornall, George Campbell of Cefnok, George Craufurd of Beaux, and Matho Campbell, quhilke ar unlawit as plegis for pe non-entre of William Crawford, sone to William Craufurde of Lefnoris,³ James Campbell, Andro Campbell in Straide, and Andro Campbell in Wodhede, dilatit of pe Slachter of wmq^{le} PATRIK DUNBAR OF CORSYNTOUN. AND alsua, pat 3e draw furthe of our said buke all wper perfouns pat ar undir panis for pe said Slachter, and pare fouerteis, and pat 3e defeise paim pairof, becaus pai haif maid compositioun with ws pairfore. For pe quhilk caus, we REMITT, forgevis, and dischargis pe fornemmit personis and pair fouerteis of pe saide unlawis and panis be pir presentis, subscrivit with oure hande, AT EDINBURGH, pe vij day of Januare, and of our regne pe xxv 3ere.

JAMES R.

[*Alexander Lauder de Blyth, miles, Justiciarius deputatus.*]

Oppression — Wounding — Breaking a Safe-conduct.

Jan. 8, 1512-13.—HENRY BEG, Englishman, dwelling in Bervik, and Richard Barro, Englishman, his servant, Convicted of art and part of the Oppression done to Alexander Angus of Hoprig: And of the cruel Hurting and Wounding of him, under silence of night, by way of Murder; and of the concealing thereof: And of breaking the King's Safe-conduct granted to the said Henry, by committing the foresaid Hurting and Wounding.

¹ See Dec. 6, 1512.
&c. of the same period.

² Discharge, free, acquit. This word frequently occurs in Warrants,

³ He is also stated to be brother of George Crawford of Beaux.

ASSISA.

James Edmoftoun of Ednem, Henry Congiltoun of that Ilk, Thomas Louranftoun of that Ilk,
Alexander Moubray of Cammo, George Lile of Stannepeth, William Newtoun of that Ilk.¹

[*Patricius Crechtoune de Cranstoun-Riddale, Justiciarius deputatus.*]

Slaughter.

Mar. 8, (*die Martis.*)—CHARLES MURRAY was denounced Rebel and put to the horn, for not underlying the law for being art and part of the cruel Slaughter of Alexander Biglande.—John Lindsay, formerly of Wauchop, now of Barcloy, americiated 100 merks for not entering the faid Charles, as he had found surety to the Steward of Kirkcudbrycht, for that effect.

Absentes ab Affisa.

William McClellane of Bomby, William Sinclaire of Auchinfranko, Richard Carnis of Barnbauchill,
Thomas Tait of Barnbarrache, Ninian Glendunwyne of Partoun, Patrick Forster.²

Wounding in the King's Chamber.

Mar. 11.—JOHN MAKBRAK denounced at the King's horn, for not entering to underly the law for art and part of Wounding Thomas Drummond, in the King's Chamber. (On the margin,) 'Ista denunciatio fuit de speciali mandato domini nostri REGIS.'

[*Archibaldus Comes de Ergile, Jacobus Comes de Mortoun, Georgius Dominus de Setoun, et Alexander Lauder de Blyth, miles, Prepositus de Edinburghe, Justiciarii deputati, Andree Domini Gray, Justiciarii specialiter constitut.*]

Slaughter of Dalzell of that Ilk, &c. — Feud between Lords Maxwell and Crechtoun of Sanquhar.³

Apr. 5, 1513, (*die Martis.*)—ROBERT GRAHAM of Gillesbe denounced Rebel and put to the horn, and all his goods to be escheated; and James Johnestoun of that Ilk, his surety, americiated 100l. for his not entering to underly the law for the Slaughter and striking of William Dalzell of that Ilk,⁴ John Carmichell, young Laird of Carmichell, John Weyr, John Lokky, and Robert Bertoune; according to the form of a Decreet Arbitral.⁵

THOMAS JOHNESTOUN of Gartno, William Johnestoun young Laird of Gartno, David J. brother of John in Bartycupane, Adam Scot of Tuschelaw, and James

¹ Nine other persons of no rank are also specified. ² Six others of no note. ³ See Sep. 24 and 30, 1512, &c. ⁴ Either there must be a mistake in this Record of Justiciary or in the Peerages, as to the Christian name of this person. Wood states, that Robert Dalzell of Dalzell 'was killed at Dumfreis, in a skirmish betwixt Lords Maxwell and Crichton, 30th July, 1508;' and that Robert of D. was witness to a Charter in 1511.—Wood's Peerage, I. 311. See also Nov. 18, 1508. ⁵ This entry is very obscurely expressed. It does not appear from it which of these parties were struck, and which of them were slain; or whether they were all struck and slain.

Johneftoun of Skare, were alfo denounced Rebels, &c. for the fame crime ; and the Laird of Johneftoun, their furety, americiated in 100 merks for each of them. —John Johneftoune of Wamfray was americiated 40l. for not entering *Edward Moffet of Hewek*, who was likewise denounced, &c.

JAMES *alias Jak* BATY, Andrew his brother, Ronald Graham at the Water of Corry, and Patrick fon of Walter Graham, were denounced Rebels, &c. for the fame crimes. JOHN MAXWELL called *France*, Officer¹ of Lord Maxwell, was proved to be fick, and Lord Maxwell became furety for his entry, at the next Juftice-aire of Dumfrefe, under the pain of 100 merks.

Slaughter of stray Oxen.

GEORGE M^cCULLOCHE, fon of Archibald, Symon Makcubin, and Andrew Akynnane, were denounced Rebels, &c. for not appearing to underly the law for art and part of the Slaughter of nine oxen, ftraying upon the lands of Glenlufe.

Slaughter.

GEORGE JOHNESTOUN of Auchinfork, and William, called *Foule-durris*, were denounced Rebels, &c. for art and part of the Slaughter of Iwe Corry, fervant of Sir Alexander Kirkpatrick, kn^t.—James Johneftoun of that Ilk, his furety, was americiated in 200 merks, for their not entering to underly the law.

[*Alexander Lauder de Blyth, miles, Justiciarius Deputatus.*]

Slaughter of the young Laird of Attiquane.

Apr. 9, (*die Sabbati*).—THOMAS KENNEDY of Bargany,² Alexander³ and John his fons, Rolland his brother, Thomas Fergusfoune brother of the Laird of Kilkerane, John Colvile fon of William, and fix others, were ordained to be denounced Rebels, and all their moveables to be efcheated, for their not entering to underly the law, for art and part of the cruel Slaughter of George Kennedy, fon and heir apparent of George Kennedy of Attiquane.—Execution of horning delayed till Friday nixt, with confent of George K. of Attequyne. David Earl of Caffillis became furety.

[*Andreas Dominus Gray, Justiciarius, &c.*]

Apr. 20, (*die Mercurij*).—David Craufurde of Kerfe, and Thomas Corry of Keldwode, americiated 100l. for not entering the Laird of Bargany, who was put to the horne along with the others.

¹ A Herald or Pursuivant. The Wardens of the Marches, and many of the greater Barons, had Heralds in their train, who were made use of on all solemn occasions, and especially at marriages, feasts, and funerals, &c. 'FRANCE' was the name of this Officer, in like manner as Albany, Marchmont, &c. of the Royal Heralds. ² 'Respicitur de processu, cornu de mandato Regis, quia postea americiatur.' ³ He is styled his 'fon and heir apparent' in a subsequent entry.

[*David Comes de Cassillis, Justiciarius deputatus.*]

Sheep and Cattle Stealing.

Apr. 26.—RICHARD POTT, in Eskdaill, convicted of art and part of the Theft and concealment of four cows, from George Purwes and Roger Hunter, furth of Carterhope: *Item*, of the Theft of 30 sheep from the Tenants of Carterhope: *Item*, of the Theft of 16 sheep from the said Tenants: *Item*, of the Theft of 50 sheep from the Laird of Halkschawis: *Item*, for Common Theft.—HANGED.

NOMINA ASSISE.

Dominus¹ de Amisfelde,
Dominus de Tallo,
Dominus de Gerweswode,

Dominus de Manerftoune,
Dominus de Keldwode,
Willelmus Ker de gair,

Dominus de Damhoy,
Dominus de Corsfurde,
Dominus de Kirk.²

[*Georgius Dominus Setoun, Justiciarius Deputatus.*]

Common Theft and Reset of Theft.

May 25.—EDWARD JOHNSTOUN, sone of John in Crukitmone, and John Reid, (dwelling) with Mathew Graham, convicted of Common Theft and Common Reset of Theft.—HANGED.

NOMINA ASSISE.

Rogerus Kirkpatrik de Knok,
Willelmus Cunyngham de Cra-
ganis,

Robertus Neilson de Madinpap,
Dominus de Bennifyde,³

Willelmus Colvile de Ravinnif-
crag,
Ricardus Carlile.

Slaughter of the Laird of Greiftoun.

May 31.—WILLIAM DEKESOUNE, son of umqⁿ John Dekesoun,⁴ convicted of art and part of the Slaughter of George Myddilmest of Greiftoun,⁵ committed by the said William, John his father, and John his brother, upon forethought and culpable felony: *Item*, for being at the horn for the said Slaughter.—BEHEADED.

ASSISA.

Thomas Lowis of Menner,
Ninian Paterfoun of Caverhill,
John Caverhill of Foulage,

Gilbert Berde of Poffo,
John Elphinstoun of Hendirstoun,
William Were of Newtoun,

Thomas Wyly of Bonytoun,
James Levingstoun of Girifwode,
John Carmichell, Cap^t of Craufurde.⁶

[*Archibaldus Comes de Ergile, Justiciarius, 'in hac parte.'*]

Common Theft and Treason.

Jun. 4.—ANDREW STORY and Thomas Gillespy convicted of common Theft and common Treason; and George Walch of common Theft.—HANGED.

¹ Laird.

² The others are Mr James Gifferde and five tenants.

³ This is not unlikely

‘Bemerfyde’ (Haig), but it is very indistinctly written. Seven others (tenants) were on this Assise.

⁴ See Nov. 12, 1512.

⁵ He is called ‘of Grerftoune’ in the former Trial.

⁶ Six others, in

Peblis, &c., but of no note. These lists of Assisors have been inserted in the present Collection from the importance of preserving the names. In many instances the occurrence of an Assise of Barons has been the sole cause of selecting the case.

ASSISA.

Andrew Ker of Fernihirft,	Mark Ker of Dolphinstoune,	Robert Turnbull of Blindhauche.
Andrew M ^c Dowell of Garthlone,	Walter Scot of Linfelar,	John Craufurde of Drongane,
John Tuedy of Drummelzeir,	Walter Scot of Howpasslot,	John Charteris of Amisfelde,
Thomas Cranftoun,	Ralph Ker,	John Charteris, his uncle. ¹

[*Alexander Lauder de Blyth, miles, Justiciarius deputatus.*]

Slaughter.

Jun. 28, (*die Martis.*)—MALCOLM DRUMMONDE and his accomplices, dilated of art and part of the Slaughter of Gilfillan Crechtoun.

ABSENTES AB ASSISA.

Andrew Murray of Abircarny,	Robert Maxtoun of Cultoquhay,	Patrick Scot of Munze,
John Moncreif of that Ilk,	Robert Barclay of Stercovy,	John Crechtoun of Blakburne,
David Chalmer of Strathy,	John Kynnard of Inchefture,	Andrew Monorgun of that Ilk,
Andrew Currur of Logymegill,	Patrick Butter of Gormok,	Nefe ² Ramsay of Bamf,
Hector Bruce of Colpmalindy,	W ^m Edmonstoun of Duntrethe,	James Rofs, son of the Laird of
Robert Boyd of Petkindy,	Thomas Spens of Kinspindy,	Craigy,
Robert Nory of Buchquhopill,	John Muncreif in Little M.,	John Cochrane of Pitfour. ³

Stouthreif of Pirated Goods.

Jun. 30.—ANDREW MYLAR, in Kingorn, americiated for not entering to underly the law for art and part of Stouthreif and plundering of the goods and ships 'harried' and taken by Thomas Chalmer and his men, belonging to the Merchants of Crailluond and Rufto.⁴

[CURIA Itineris Justiciarie de WIGTOUNE.⁵]

Stouthreif — 'Hereschip' — Reset, &c.

Jul. (*die Martis ij^o die Itineris.*)—DUGALL and PATRICK MAKCLEN-NOCHQUHEN convicted of art and part of the 'Hereschip' of four 'thraif' of corn, and four 'car-fadillis' and 'carris' from William Makdowell, furth of Arnechene in Carrik: *Item*, of art and part of the forethought felony done to Thomas Kennydy, and Hurting him: *Item*, the said *Dugall* of art and part of the Theft of a cow from Little Allan M^cge, furth of Herrenwod: *Item*, for his Refetting, supplying, and intercommuning with Thomas Kalelane and James M^cAlexander, Rebels, and at the horn,⁶ &c. &c.—HANGED.

¹ Andrew Charteris was also on the Assise.

² The first of this ancient family was *Neffus* de Ramsay, who flourished 1226. This *Nefs* was served heir to his grandfather, Oct. 5, 1507.—*Doug. Baronage*, 552. In the Appendix of Extracts from the *Privy Seal* Records, he is called *Neische*.

³ They were, as usual, fined L.10 each.

⁴ Rostock, in the Duchy of Mecklenburg, and Stralsund, in Pomerania?

⁵ There is reason to apprehend that some mistake has occurred in rebinding the Volume in which these entries are contained; and that the date of this Aire was probably about the year 1510. No dates are mentioned by which this blunder can be thoroughly rectified.

⁶ Several others were Hanged for similar crimes; and many convicted in killing of 'red-fische' (salmon) in close time.

Oppressing Sir David Kennedy of Leswalt, &c.

(*Die Martis iij^o die Itineris.*)—PATRICK MUR, in Wigtoun, and Nicholas Frefle, and Thomas Mur, dwelling with him, allowed to compound for art and part of the Convocation of the lieges, and for the forethought felony done to Sir David Kenydy of Lefwalt, kn^t, coming upon him whilst he was preparing himself to hold his Court upon his heritage of Lefwalt, Monybrig, and Balquhony, in warlike manner, with invafive arms, and hindering him from holding his Court: *Item*, for art and part of the ‘Herefchip’ of cloaks and other goods from the fervands of the faid Sir David, at the fame time: *Item*, of the breaking of the Acts of Parliament, in riding and going furth of Burgh in Convocation, in ‘*routing*,’ in company with the Sheriff (of Wigtoune): *Item*, for contempt done to the King, in taking one called *Lang M^{ke}* furth of the ‘flokis,’ wherein he had been placed by Symon M^cCriftin, Sheriff-depute, for Hurting a Spaniard.—Sir Alexander M^ccullocht became furety to fatisfy the parties.

The faid Patrick alfo compounded for ‘Herefchip’ and Oppreffion done to Andrew Mure, in ‘Herefchip’ of his goods bequeathed to him by his father: *Item*, of five oxen from John Makclym: *Item*, of forethought felony done to Symon M^ccriftine, in Wigtoun, by chacing him with a drawn ‘quhinzeare’: *Item*, for ‘Herefchip’ of a grey horfe from Alexander Boide: *Item*, of five fcore fheep and upwards from Andrew Dunbar, furth of Dorry in Mochrum: *Item*, for Common Oppreffion of the lieges: *Item*, for art and part of the ‘Herefchip’ and Oppreffion done to Archibald Mure, Tutor to Margaret Mure, in ‘Herefchip’ of ten fcore bolls of victual from him, furth of Kikrane and Killegown, price of the boll iiij f., and twenty fcore ‘thrafis’ of fodder, price ij d. (each.)—Sir Alexander Makcullocht became furety to fatisfy the parties.

Oppression — ‘Hereschip,’ &c.

PATRICK AGNEW, Sheriff of Wigtoune, and Alexander Makmechane, dwelling with him, permitted to compound for the Oppreffion done to Thomas Makdowell and Roger M^ccrochat, in caufing them to build his dikes¹ with their ‘petis,’² and to plough and harrow³ his lands, in the years 1504, 1505, 1506, 1507, and 1508; and for common Oppreffion thereby done to them: *Item*, for the fame Oppreffions done to James Kannyde, Mariota Makkevin, &c.:⁴ *Item*, for the Oppreffion done to the faid perfons, in plundering each of them of a ‘fwyne’ yearly, during the faid years.—The Laird of Lochinver became furety to fatisfy the parties.

He alfo found the fame furety to compound for the ‘Herefchip’ of a ‘jument’ (i. e. ox ufed for tillage) from John Makrowat, in the Forest of Buchan: *Item*,

¹ Turf fences or divisions.² Peats, turfs.³ ‘Arare et harpicare.’⁴ Sixteen others.

for the Oppression done to Thomas Makwilliam, in taking and 'harrying' from him ten bolls of barley.

He, together with George Cruikshank and Thomas Mure, in Wigtoun, also compounded for art and part of the Oppression done to Thomas Kennydy in Wigtoun, in 'Hereschip' from him of a young riding horse; and for striking the said Thomas Kennedy.

Oppressing the Lairds of Ardwell and Lefswalt, &c.

NEVIN AGNEW allowed to compound for art and part of the forethought felony and Oppression done to Archibald M'culloch of Ardwell and William Adair of Kingate, coming upon them in warlike manner, wishing to slay them, at their own Places: *Item*, for the Stouthreif of a horse from John M'Nesche: *Item*, for the Stouthreif of an ox from Gilbert Adair, furth of Athquak: *Item*, for the Stouthreif of an ox from Jonkin¹ M'culloch, furth of Auchquork: *Item*, for the Oppression done to Sir David Kennedy of Lefswalt, in casting his hay out of his barn in Calzocht: *Item*, for the breaking of the King's Protection upon him:² *Item*, for the Stouthreif of certain 'tymmer'³ of two houses, with the windows and doors thereof: *Item*, for the Stouthreif of an ox from Thomas Bell: *Item*, for Common Oppression of the lieges; and specially, of the Tenants of Lefswalt.—The Sheriff (Patrick Agnew) became surety to satisfy the parties.

Stouthreif — Oppression — 'Hereschip.'

PATRICK MURE and Nicholas Fresale⁴ permitted to compound for Stouthreif and Oppression done to James Portar of Lag, and Archibald Mure, in the 'Hereschip' of ten score bolls of wheat,⁵ price of each boll iiij s.: *Item*, the said Patrick, for Oppression done to William M'clellane Laird of Bomby, by occupying, and labouring and manuring the Crofts of the said William, near Wigtoune, for two years past; and for the 'spuilzieing' of iij l. of annual rent of certain lands pertaining to him, for the said space: *Item*, of the 'spuilzieing' of the farms and profits of the said lands from the said William for the foresaid space, extending yearly to xx bolls of bear:⁶ *Item*, for the Oppression done to Andrew Dunbar, in occupying of his set of Denry, in the barony of Myrtoun.—Sir Alexander M'culloch became surety to satisfy the parties.

Oppression — Namesuckin — Stouthreif, &c.

THOMAS MURE, 'talzour,' in Wigtoune, allowed to compound for the

¹ A familiar nickname, on the Borders, for John, as *Jock* is now. *Wilkin* was, in like manner, often used for William; *Dand*, or *Dande*, for Andrew; *Hob*, for Robert; *Hab* or *Habbie* for Halbert, &c. ² Viz. granted to Sir David. ³ Timber; wood-work. ⁴ Fraser. He and his brother

Thomas, 'in Wigtoune,' compounded for the stouthreif of a *jument*, or ox used for tillage, furth of the barn of Skellore. ⁵ 'Frumenti,' which was uniformly used to denote the grain from which

the finest loaves were made. ⁶ Barley.

WIGTOUNE.

forethought felony done to Duncan Makke, drawing his sword, and wishing to slay him: *Item*, for the Oppression and ‘*Hamsukkin*’ done to Christiane Gibfoune, striking her and breaking up her doors: *Item*, for forethought felony and Oppression done to a Merchant of St Andrews, drawing his sword, coming upon him, and putting him to flight: *Item*, for the theftuous breaking up and opening the cellar of Rankin Mur, and taking therefrom victual and other goods: *Item*, for the Stouthreif of a cow from M^ckeyn, furth of Kerowoltok: *Item*, for common Oppression of the lieges, common ‘*Brigancie*,’¹ and in taking and ‘reiving’ from them malt, corn, and other goods.—Sir Alexander M^cculloch became surety to satisfy the parties.

Prebventing a Court from being held, &c.

PATRICK AGNEW, Sheriff of Wigtoune, Nevin Agnew, John Adair, Alexander M^cmychin, George Crukschank, Thomas Portar, and Patrick Agnew, servant of the said Sheriff, convicted of art and part of Convocation of the lieges with warlike arms, ‘*jakkis and splentis*,’ contrary to the Acts of Parliament, and of the Oppression done to Sir David Kennydy, kn^t, coming to Lefwalt, and hindering him from holding his Court.—Each of them fined x merks, and the Sheriff became surety for himself and the others.

Oppression — House-breaking — Stouthreif.

PATRICK MURE, in Wigtoune, permitted to compound for art and part of the Oppression done to Betoun M^ckewin, spouse of Gilbert M^cke, in casting her goods furth of her ‘*mailing*:’² *Item*, for the Oppression done to Mr Richard Akinhede, Vicar of Wigtoune, breaking up the doors of his chamber, and keeping him furth thereof: *Item*, for common Oppression of the lieges.—Alexander M^cculloch of Mertoun became surety to satisfy the parties.

THOMAS MURE, his servant, Nicholas and Thomas Fresale, in Wigtoun, compounded for the above crime, and for casting the said Mr Richard’s servant and his goods, over his stair: *Item*, the said Thomas and Nicholas for stealing a grey horse.

Stouthreif — Oppression — ‘*Brigancie*.’

THOMAS FRESALE allowed to compound for the forethought felony done to (John) M^cke, merchant in Wigtoune, and Hurting him: *Item*, of the Stouthreif of his ‘*quhinzeare*,’ at the same time: *Item*, of common Oppression of the lieges, by way of common ‘*Brigancie*.’—Sir Alexander M^cculloch of Myrtoun became surety to satisfy the parties.

¹ Fr. *Briganderie*, equivalent to what we term Highway Robbery, &c.

² ‘*Affedationem*.’

Slaughter — Stouthreif — Mutilation.

PATRICK AGNEW, George and George Cruikshank produced a Remission for art and part of the Slaughter of Patrick M^cke, and Thomas M^cke : *Item*, for the Stouthreif of seven cows from John M^cke of Myrtoun : *Item*, for the forethought felony done to the said John and his men, and for wounding him.—The Sheriff became surety.

They, along with Alexander Makmechane, produced another Remission for the Mutilation of umq^{le} John Makke of Myrtoun of his thumb : *Item*, for the Slaughter of umq^{le} Patrick and Thomas Makke : *Item*, for the Stouthreif of 7 cows, with their calves, from the said John.—The Sheriff of Wigtoun surety.

Cattle-stealing.

PATRICK AGNEW, Sheriff of Wigtoun,¹ compounded for art and part of the Stouthreif of four cows from Thomas Cunyngham, in Carrik.—The Laird of Orchertoun became surety to satisfy the parties.

Stouthreif by an Adulterer.

JOHN MAKTER, formerly in Carrik, now in Pennygham, convicted of the Stouthreif of the goods of Patrick M^cCulzean the time he lay (in Adultery) with Christian M^ccord his wife.—BANISHED furth of the shire of Wigtoun, and to depart within eight days.

Stouthreif and Barking of Wood.

JOHN MAKLUMPHARE, in Kirkmerin, dwelling with the Abbot of Saulefet, convicted of Stouthreif of the Wood of Garthlone, and of the barking thereof.²—Others were amerced iij l. each for the same crime, committed in the woods of Barrinrauer, Glenfiche, and Crofchre.

Intercommuning with Rebels.

JOHN MAKCOSHEN, in Innermessane, convicted of Intercommuning with Thomas M^cclellane and Neill Nelesoun, Rebels, and at the horn. Fined xx merks.—The Laird of Garthlone became surety to the King.

Slaughter.

THOMAS PORTAR, convicted of art and part of the cruel Slaughter of John Makmyane.—BEHEADED.

¹ The conduct of the Sheriff of Wigtoun, as exhibited in this and the preceding cases, affords a melancholy picture of the state of society at that period. The hereditary Judge, and highest legal functionary in the district, appears to have vied with the most desperate of the Border thieves in the commission of all sorts of crimes; expecting, doubtless, that his high office and influence would sufficiently protect him from merited punishment for his odious oppressions. ² 'Remittitur quia pauper.'

Oppression — Stouthreif — Convocation.

(*Die Jovis, in die Itineris.*)—GILCRIST MAKKINZE, in Killas, permitted to compound for art and part of the forethought felony and ‘Hamesukkin,’ done to one M^ccarbère, dochter, spouse of Andrew M^cylbride, and striking her: *Item*, for the Stouthreif of vj cows and oxen furth of Kirkm^bbrek, from the Tenants of the Laird of Ardwell: *Item*, for the Oppression done to Duncan M^ccullane in holding goods and his wife from his society and company: *Item*, for forethought felony done to Andrew M^ccullocht of Ardwell, and searching for him for his slaughter: *Item*, for Convocation of the lieges in great numbers, contrary to the Acts of Parliament, and for the forethought felony and Oppression done to Sir David Kennydy kn^t. drawing his sword and wishing to slay him: *Item*, of common Oppression of the lieges, by common ‘brigancie’ and otherwise.—The Laird of Killusser¹ became surety to satisfy the parties.

Oppressing the Burgh of Wigtoun — Hamesuckin.

DOMINICK M^cCLELLANE and Symon Makcriftin, allowed to compound for art and part of Convocation of the lieges, and going forth of Burgh in convocation² to the Place of Myrtoun: *Item*, for the Stouthreif of certain oxen, horses, and sheep, from John M^cke of Myrtoun, at that time: *Item*, for the Stouthreif of bear³ and oats from the said John, furth of his barn, and destroying the door of the said barn.

The said *Symon* was also permitted to compound for art and part of the forethought felony, Oppression, and ‘Hamesukkin’ done to John Kells, coming upon him, wishing to slay him: *Item*, for the Oppression done to M^ccalvin-dochter, wife of Acarsane, and cruelly striking and beating her: *Item*, for common Oppression done to the neighbours⁴ of Wigtoun, arresting and troubling them at the Courts, because they would not be his men: *Item*, for breaking of the Acts of Parliament, because he is the Laird of Bomby’s man.⁵

The said *Dominick* allowed to compound for Stouthreif of two oxen from Thomas Makke, furth of Torhous; and for the forethought felony and Oppression done to him and his brother, at the said time, wishing to slay them.

They were both likewise permitted to compound for Oppression done to the Community of Wigtoun, in taking the best merchandise coming in ships to the said Burgh, and keeping thereof in their cellars: *Item*, for Oppression done to the said neighbours, in gathering the profits of the Town and ‘burrolandis,’ and common liberty of the said Burgh and community.

¹ M^cCulloch of Killassor?
‘le routting.’

³ Barley.

² In another part of the Record there is added this translation,
⁴ ‘*Vicinus*,’ usually translated ‘nichtbouris,’ i. e. inhabitants,

⁵ ‘*Ex eo quod est vir Domini de Bomby.*’

Stouthreif — Oppression — ‘Brigancie.’

DUNCAN M^cKE, in Wigtoune, permitted to compound for art and part of the forethought felony done to John Murhede, in Wigtoune, and putting him to flight (for his Slaughter): *Item*, of the Stouthreif of a ‘brew caldrone’ from John M^cke, in Librek, furth of his house; and for forethought felony done to him fundry times, wishing to slay him; and for the breaking of the King’s (Letters of) Protection: *Item*, for the forethought felony done to Symon M^ccristin, in Wigtoun, coming upon him for his slaughter: *Item*, for common Oppression of the lieges, and specially of the Tenants of Librek, by way of common ‘Brigancie’: *Item*, for art and part of the Oppression done to John M^cke, in Librek, in casting down the ‘dike’ of his bear-croft.¹—The Laird of Lochinver became surety to satisfy the parties.

Demembration — Breaking Lawburrows.

THOMAS MAKDOWELL, son of Rolland in Quhitherne, Etht Robifoun, and Robert Aschennay there, allowed to compound for art and part of the forethought felony and Oppression done to Johnne Makke, in Librek, coming upon him in the town of Quhitherne, and cruelly wounding him: *Item*, for the Mutilation of the said John, and demembering him of an eye: *Item*, of breaking the Lawburrows formerly found between the said parties.—AND the said *Robert*, for art and part of the Oppression done to John Makke, in Librek, in occupying and manuring two merklands of his set in Librek, extending yearly to lxxx bolls of meal and xx bolls of bear, in profits: *Item*, for breaking the King’s Protection.

Stouthreif from the Bishop of Galloway, &c.

PATRICK WAUS, of Irsalk, and William Grahame, living with him, were allowed to compound for the Stouthreif of fix silver ‘tasses’ or drinking cups² from the lord Bishop of Galloway,³ near Wigtoune: *Item*, for the Stouthreif of certain oxen and cows from the executors of umq⁴ Mr Alexander Wause: *Item*, for the Oppression done to the Bishop of Galloway, in ‘hochin’⁵ his oxen: *Item*, the said *Patrick*, for art and part of the Oppression done to John M^cgilwyman, in Quhitherne, in the detention of his croft,⁵ called Our Lady croft, for the space of xij years, after he had bought the same from M^ccalphin-dochter; the annual loss thereby arising extending to five merks.—*Item*, the said *Patrick*, for art

¹ Barley-field. ² ‘Tassarum argenti.’ ³ ‘Candidecase.’ This person was DAVID ARNOT, son of John Arnot of that ilk, by Katharine Melvil, daughter of the Laird of Carnbee, in Fife. He was successively Archdean of Lothian, Provost of Bothwell, and Abbot of Cambuskenneth; from which Abbacy he was translated to the See of Galloway, in 1509, on the advancement of *James Bethune* to the Archbishopric of Glasgow. In a few years afterwards he got the Abbacy of Tungland *in commendam*. His stile was ‘David Candidæ Casæ Regisque Capellæ Struilingen. Episcopus.’
⁴ Houghing, hamstringing. ⁵ A piece of cultivated land adjoining to the dwellinghouse.

WIGTOUNE.

and part of Convocation of the lieges: *Item*, for the forethought felony and Oppression done to Sir David Kennedy, kn^t, coming upon him at his lands of Lefwalt, at the time of his holding his Court, and hindering him from holding the same: *Item*, for the Stouthreif of certain cloaks and other goods from the fervants of the said Laird, at the same time.—The Laird of Torhous became surety, along with the said Patrick.

Burning of the Place of Dunskey.

DUNCAN M^cKE produced a Respite for his being art and part of Burning the Place of Dunskey.¹—The Laird of Lochinver became surety.

Oppression — Preventing a Court from being held.

NINIAN EDGAR, young Laird of Creaken; Thomas Waus, brother of the Prior²; George M^ccullocht, young Laird of Durchdery; Patrick Murray, young Laird of Brochtoun; the Laird of Killaster-M^ccullocht; Wchtred M^cdowell of Mondork, and twenty others, described as living with³ the Sheriff and the Abbot of Saulfet, &c., came in the King's Will, for art and part of Convocation of the lieges, and of art and part of the forethought Oppression done to Sir David Kennedy, and hindering him from holding his Court at Lefwalt — The Sheriff of Wigtoun, Duncan Makke, in Wigtoun, and Nevin Wigtoun, became sureties for the young Laird of Creaken; Alexander Gordoun of Auchrow for the Lairds of Ardwell and Corfwell; and the Laird of Garthlone for the Laird of Mondork and Thomas Acoltane, &c.

Riding furth of Burgh 'in routing.'

ALEXANDER AHANNAY, brother of the Laird of Sorby and burgess of Wigtoun, came in will for art and part of the above Convocation, &c.: *Item*, for riding furth of burgh in warlike manner in 'routing,' and for thereby breaking the Acts of Parliament.—Thomas A., in Capirnache, Fergus M^cdowell, young Laird of Derregill, and seven others, also came in will for the same crime.

The Lairds of Mochrum and Bordland fined.

JOHN DUNBAR, of Mochrum, and Patrick Hammyltoun, of Bordland, amerced xl l. each, for not appearing to underly the law for all crimes to be imputed to them.

Slaughter.

PATRICK M^cCLELANE, of Gilestoun, and Andrew and John M^cclelane,

¹ See the Appendix to this reign, for various illustrations of this treasonable crime.

Whithern, George Vause?

² Of Followers, servants, and retainers.

&c., denounced Rebels, and their cautioners amerced 100l. for each, for their not entering to underly the law for the Slaughter of Robert Mur.

Stouthreif — Cattle and Horse-stealing, &c.

JOHN MAKKE, of Myrton, allowed to compound for art and part of the Stouthreif of xij oxen from Adam M^cNele, furth of Librek: *Item*, for the Stouthreif of a horse from William Kennydy: *Item*, for the Stouthreif of certain goods of Donald M^cgillis: *Item*, for common Oppression of the lieges dwelling in Penningham. He also produced a Respite for art and part of the Burning of the Place of Drumskey.—Sir Gawin Kennydy became surety to satisfy the parties.

Oppression — Stouthreif, &c.

ANDREW DUNBAR allowed to compound for art and part of the common Oppression done to Walter M^cculloch, in his farms, in the year 1505; taking three cows from the said Walter's mother, to remove from his farm of Corfidochquhan, and for not removing therefrom, but hindering her servants from labouring her farms: *Item*, for the Oppression done to the said Walter, in occupying the houses of the said farm for the space of four years last past, and destroying her crops (and stock), viz. to the value of six score bolls of bear and oats, fifteen score of sheep, and forty cows and 'queys': *Item*, for Oppression done to the said Walter, in taking his horses and riding them to Kirk and market where he pleased, and killing one of them: *Item*, for the Stouthreif of the 'tymmer' of two of his houses, within the said Walter's lands of Corfidochquhan: *Item*, for forethought felony done to the said Walter and his 'hird,'¹ called Patrick M^ccrache, coming upon the said Patrick on the road towards the Kirk, chafing him, and breaking the King's Protection granted to the said Walter: *Item*, for the forethought felony done to the 'plewmen'² of the said Walter, coming upon them in warlike manner with a 'lance-staf,' and putting them to flight; and for hindering them from ploughing the said land: *Item*, for the Oppression done to John M^cgilhofche,³ coming upon him, and chafing him: *Item*, for common Oppression of the lieges, by seizing their 'bestial'⁴ and otherwise.—John Dunbar of Mochrum became surety to satisfy the parties.

Oppressing the Sacrist and Subdean of the Chapel Royal.

PATRIK MURHEDE came in will for the Oppression done to the Sacrist and Subdean of the Chapel Royal, in the 'spuilzie' of the Teind sheaves of Stow.⁵

¹ Herd; shepherd. ² Ploughmen. ³ Now called Mucklehose, or Maclehose. ⁴ 'Animalia.'
⁵ 'SUMMA hujus Extractus, ix^c.lxxix li.' (L.979.)

APPENDIX,

ILLUSTRATIVE OF THE TRIALS WHICH OCCURRED DURING THE
REIGN OF KING JAMES IV.

I. ILLUSTRATIONS SELECTED FROM THE REGISTER OF THE PRIVY SEAL OF SCOTLAND.

THE historical value of the Public Records of Scotland has long been universally admitted ; but comparatively few are qualified, and still fewer are inclined, to undergo the extreme drudgery of wading through a mass of ancient MS. volumes in quest of original and authentic information. The task which the Editor had imposed upon himself seemed to demand of him greater exertions than could reasonably be expected of any author whose opportunities were less limited. In this view, and to redeem his pledge, he has carefully examined the entire Records of the Privy Seal, and the Accounts of the Lord High Treasurer, so far as they embrace the period of these early reigns ; and without enlarging on the obvious value of the new materials thus collected, he now begs to lay before the reader the result of an anxious and careful scrutiny. In accomplishing this desirable object, the limits of this work have necessarily been considerably encroached on, but it is hoped no one will deem the labour mispent, or the additional space thus occupied misemployed. The Editor only grudges that he could avail himself, in this work, of so small a portion of the information which these invaluable Registers afford.

The reader is once more referred to MR TYTLER'S truly valuable Historical work, in illustration of such passages as do not occur in the ordinary Histories of Scotland.

Jul. 2, 1488.—Respite to PATRIK OF DUNBAR, fone and apperand are to Patrik Dunbar of Kinkubunquhare, Ferguse M^cdowell, Johnne M., and Johnne Smythe, for art and parte of pe ~~S~~lauchter of vmqubile Patrik Mackowloche (M^cCulloche): For ix zeris to come to indure.

Oct. 19.—Precept of Remiffioun¹ to HUCHOUNE WALLACE of Smethiftoun for arte and parte of pe ~~R~~efe of certane gudis out of pe Barony of Erliftoun, apoune Walter and Mychel Makmyllane, &c., vnto pe day of oure fouerane lordis Proclamatioun, maid at Lanark ; pat is to fay, pe xxix day of Auguft, precedand pe date pairof.

¹ It is to be understood that all the Remissions in the *Privy Seal* Record which are quoted in these extracts, were merely PRECEPTS. The Remission was, in one sense, incomplete, until it had passed the Seals.



Oct. 19.—Remission to HUCHOUNE WALLACE, broper to Johne Wallace of Cragy, 'in eadem forma et de eadem data.'

Jan. 28, 1488-9.—WILLIAM MENTETH OF THE KERSE, Archibald of Menteth, his broper, Alex^r M. 'for thaim, thair kyn, and frendis on the ta parte, and ROBERT BROISSE OF ARTHE, Alexander, Lucas, and Robert Broisse, for thaim and brether, kyne, and frendis one the tother parte,' bound themselves to abide by the Sentence of the Lordis of Council, 'tuiching pe making of amendis for pe **Slauchter** of umquhile Johne, the Broise of Arthe, and tuiching pe making of amité, luf, and tendirnes to be haid betuix the pairties, in tyme to come.'¹

Jan. 27, 1491.—Remission to JOHNE TEMPILTOUNE for pe **thiftwise owtputtin** and away-takin of pe **gudis** of vmquhile George Campbele of Lowdoun, the **Scheref of Are**, pe tyme he was Stewart to the said Scheref; and specially, pe tyme pat pe said Scheref was seyke, and for all crime, actione, and accusatioun pat may be imput, &c. (*Apud Are.*)

Dec. 7, 1492.—Remission to WILLIAM CUMMYNG,² for art and part of the counfel and assistance afforded by him to ALEXANDER LORD GORDOUNE, in preparing the **Field of Bunkeld** against THE KING; and for all other crimes preceding this date, 'proditoria Tradicione in personam REGIS, Murthuro, Raptu mulierum, communi furto, et actione regia contra eundem Willielmum proponenda, penes quandam boxam,³ aurum, argentum et jocalia in eadem contenta, et alia jocalia, exceptis.'⁴ (*Apud Abirdene.*)

Nov. 9, 1493.—Remission to WIL3AME GORDOUNE, sone to George Erle of Huntle, for the **Slauchter** of umquhile Robert Stewart, &c.

Jan. 23, 1493-4.—Remission to 'EDUARD TAYT, for the thiftwise **breking** of the **Kirk** of **Wendirland**, and takin away of certane gudis, gold and silver, fra Sir Wilzeame Jurdane, &c.'

Feb. 15.—Remission to JOHNE HERREIS, in Bercley, for pe **Refse** of certane **halkis**⁵ owt of DUNDRANANE; and binding pe men kepand paim, &c. (*Apud Kirkcudbrycht.*)

Apr. 27, 1494.—Remission maid to ALEXANDER LORD GORDOUN for pe **Birnyng** of pe Place of **Arvendracht**, in **Buchane**; and for all actione and cryme may be imput to him tharfor, &c. befor pe xij day of December, 1492, Murthure and Revisching of women exceptit. (*Apud Aberdene.*)

Jul. 6.—Remission to JOHNE FORSTER OF NUDRE, Henry his bruper, and Johne Lethame, for art and part of pe **Slauchter** of Will of Dundas and Duncan Dundas; and for all vper actionis to pe date hereof.

Dec. 28.—Remission to JAMES WARDLAW OF RICARDTOUN, and John his brother, for art and part of the **Slauchter** of William and Duncan Dundas, committed upon the causeway of the **High street** of **Edinburgh**, in THE KING's presence. (*Apud Edinburgh.*)

Mar. 5, 1494-5.—Remission to ROBERT SCOT OF DALORIAN, and David Lawder, for thare treffonable **Intercommunig** with diuerse personis, THE KINGIS **Rebellis**; and for assistance and **Resettig** of thaim, &c., previous to Nov. 7, 1493.

Apr. 6, 1495.—Remission to CUTHBERT GORDOUNE, for pe **Forthocht felony** done be him

¹ This Notice has been obtained from the *Acta Dominorum Concilii*, a work printing under the Scottish Record Commission. It abounds with interesting materials. ² From other entries in the Register, the Editor believes that this person was Sir William Cummyng of Innerellochy (knight), 'alias MERCHEMOND HERALD.' On Sept. 18, 1507, he and Christian Prestoun, his wife, got a Charter to the lands of Easter Cullessy, in the shire of Fife. ³ This unquestionably refers to the box containing KING JAMES III's money and jewels, as to which so much enquiry was afterwards made. ⁴ Thomas Lowson got a Precept in the same terms as the above. ⁵ This offence was always punished with severity. All the Princes of the STUART Family were passionately fond of the sports of the field; and from numerous entries in the Treasurer's Accounts, it appears that Hawks of fine breeds bore a very high price, which were deemed of sufficient value to be presented to Kings and Princes.

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apone Duncane Makadam, in þe burghe of Are, þe tyme of þe Ayre pairof, &c., vnto þe xvj day of November, 1493. (*Apud Kirkcudbrycht.*)

Feb. 9, 1496-7.—Remission to ARCHIBALD and JOHNE OGILVY, sonnys to James Lord Ogilvy of Erlé, for art and part of the **Slaughter** of vmq^{le} James Lindisfay, sone to Dauid L., &c.

Jun. 10, 1497.—Respite to DAVID HUME OF WEDDERBURNE, and diuerse vperis personis, to the nowmer of I^c (100) names, for the masterfull distructioun, **Birnyng**, and casting downe of the **Place of Thurestoun**, pertenyng to Williame Wallace of Cragy: AND for the **Reif** and **Stouth** of the gudis and inficht being in the sammyn, for þe tyme; and for al maner of crime pat may be imputt to þe said personis, in pat mater alanerly. (*Per subscriptionem Regis.*)

Aug. 7.—Remission to DAVID CARMYCHELL and Johne Inglis, for arte and parte of þe cruel **Slaughter** of vmquhile James Lindefay: AND for pair treffonable passing in Ingland, and **commonyn** with **Inglysemen**, and being at þe KINGIS horne, &c. (*Apud Norehame.*)

Nov. 17.—Respite to PATRIK McKOWLOCHE (MacCulloch), for art and part of þe **Murther** and **Slaughter** of vmq^{le} Archibald M. of Arduale, committed 'vnder silence of nycht,' &c.

Jan. 26, 1497-8.—Remission to HUGH ROSE OF KILRAWOK, and eleven others, for art and part of the cruel **Slaughter** of Alexander and John Noble, a Chaplain called Schir Maurice, and William Gawane, committed within the Kirk-yard of the Cathedral Church of Rofs. (*Apud Inuernys.*)

Mar. 31, 1498.—Remission to JOHNE NELESOUNE, and vther thre personis, duelland in Culroffschire, within þe scherefdome of Perth, for the **Forthocht felony** done be thaim, in cumpany with Robert Stewart, apone Sir Andro Masoun, ABBOT OF CULROSSE, and his complices, at Blarehall: AND for forthocht felony done be the said Johne Nelesoun apone Robert Rede, at the Abbay of Culrose. '*Deliberat. per Dominum,¹ Patricio Blacater militi.*'

May 9.—Remission to WALTER BUCHANAN OF PAT ILK, Patrik his bruper, and Johnne Blare, for pair inobediens and contempcioun done to þe KINGIS henes, in þe **remanyng** diuerse tymes fra his **Hostis** aganis his ennemyis of Ingland, &c.

Jun. 12.—Remission to THOMAS GALBRAITHE of Balkindroche, James his bruper, and Andro Wawane, for art and part of þe **Slaughter** of Johnne Myllare.

Jul. 11.—Remission to RICHART WERE, and viij personis with him, for art and part of the **Slaughter** of vmq^{le} Nicholl Were, duelland in Halhill; committit apoune forthocht felony.

Nov. 11.—Remission to CUTHBERT BLARE, and vper viij personis, for þe **Forthocht felony** done be þame apone Alexander Pidcon (Punton?) of pat ilk,² and William his sone, &c. (*Per subscriptionem Regis.*)

Dec. 10.—Remission to WIL OF DOUGLAS OF CAVERIS, and Wil and Archibald Dowglas, for there treffonable **Intercommonyn** with þe **Rebellis** of **Lebín**, &c.

Jan. 20, 1498-9.—A Lettre of Remitt and forgevinness to JOHNNE OF DUMBAR, sone and apperand are to Johnne of Dumbar of Mochrum, and to his feruitouris, Wilzam Flemyn, and James Makcowloche, and Johnne Core, quhilk war with ELIZABETH KENNEDY pat tyme scho tuk away **certane money**, extending to þe sowme of xliij li. gold and filuer, a filuer sele, and vper small gere, had be hir in keping of a R(everend) fader in God, G(eorge Vaus) **Bischop** of **Galloway**, &c.

Feb. 14.—Remission to LITTLE JOHNE RORYSOUN, with þe Larde of Snayde, for þe **Forthocht felony** done be him apone Donald Fergusoun of Yle, &c. (*Apud Dumfres.*)

¹ Viz. George Schaw, Abbot of Paisley, Lord High Treasurer.

² There was a family in Ayrshire of the name of *Pitcon*; but from subsequent entries, it would appear this individual was Punton or Pontoun of that ilk.

Feb. 18.—Remission to ALEXANDER JARDING, grandson ('nepoti') and heir of John J. of Apilgerthe, William, his brother, Nicholas, sone of Humphrey J. of Bawgray, Edward J. and Nicholas, his son, &c. for **Forethought felony** done to the servant of Alexander Kirkpatrick and THE INHABITANTS OF DRYFEHOLME, &c. (*Apud Drumfries.*)

Remission to JOHNE HUTOUNE, in pe Syde, Gawine and Johne Dryfesdale, and four others, 'for pare being aganis pe KINGIS hienes in pe **Battell and Feyld** committit besyde **Striuelin**, one *Sanct Barnabeis day*; and for all crimes and actionis pat may be imput to paim pairthrow, &c. vnto pe xxvj day of Januare, 1488-(9) 3eris alanerly. (*Apud Drumfries.*) 'Spectan. Domino de Cokpule.'

Feb. 25.—Remission to THOM HUCHONSONE and Johne Carynis, in pe Copwod, for arte and parte of pe **Byrnyng of Lochferguse**, belangand to pe Larde of Bondby (Bomby,) &c. (*Apud Drumfries.*)

Mar. 2.—Remission to WIL3AME ADARE OF KILHELT, and Thomas Adare, for the **Forthocht felony** done apone Andro Mcdowell of Elrig.

Mar. 4.—Remission to SIR ALEXANDER M'CULLOCHE OF MERTOUNE, kn^t, and xxvj others, for art and part of the **Burning and 'Wereschip' of Dunskey and Ardwell**, in company with the Laird of Garthlane (Garthland.) (*Apud Wigtoun.*)

Remission to (SIR) ALEXANDER M'CULLOCH OF MERTOUNE, and xxix vperis personis, for arte and parte of the **Byrnyng and Kefing of Dunskey and Ardwell**, in cumpany with pe Larde of Garthlane, and all vper actionis done be pame vnto pe date hereof.¹

Mar. 13.—Remission to CUTHBERT LORD KILMAWRIS, and xx^{ti} vper personis, for arte and parte of pe **Forthocht felony** done be pame apone Gilbert Dunlop of Haupland: AND pe violent **hurting** of Downald Robisoune, cummand fra pe KINGIS Hoist:² AND for al vper actionis, &c. done and committit pe tyme pai take pe **TOLBUYTHE OF IRWIN**; and al actione and cummyng pairapoune, pat day except.

Apr. 5, 1499.—Remission to WIL3AME TRUMBULL of Mynto, and to Archibald T., sone to vmq^{le} Johne T., for the **Slauchter** of vmq^{le} Johne of Rutherford: AND for pair tressonable passing and **Remayning in Ingland**, &c. to pe day of pe makin hereof. (*Apud Striuelin.*)

Aug. 18.—Remission to ANDRO BLACATAR OF THAT ILK, and Niniane Nesbit, for the **Forthocht Felony** done be thaim apone PHILP NESBIT OF WESTER NESBIT, and Johne his bruper, Patrik Nesbit in Mongois Wall, &c.: AND for pe cruell **Slauchter** of vmq^{le} pe said Johne Nesbit, and Philip Nesbit in Mongois Wall, apone forthocht felony committit: AND for pe **Spulzeting** of pair gudis, &c.: AND of all crimes pat in onywise may be imput to thaim for the committing of the said Slauchter and forthocht felony, in the **Kingis Palace**, and residence, quhare his hienes was personalie present: AND of pe Gift to pe said Andro and Niniane and pair airis of the eschete of all gudis, movable and vnmovable, landis, &c. pertaining to the KINGIS hienes, be the occasion of the said Slauchter, &c.

Nov. 6.—Remission to WILLIAM BLAKHALL OF THAT ILK, for the **Slauchter** of Patrick Talzour *alias* Richartsoun, dwelling in Inuerowry, &c. (*Apud Spynie.*)

Feb. 3, 1499-1500.—Remission to WILLIAME HAKKET OF PETFURANE, Thome Hakket his sonne, and Thome Lathangy, for art and part of the **Slauchter** of Robert Carnys.

Feb. 20.—Remission for PATRIK M'GREGARE, remittand him the **Slauchter** of vmq^{le} Gillaspey M'Neluse, &c.

¹ This seems to be the same with the preceding, but is entered in Scottish, &c. returning from the 'Feyld committit besyde Striuelin.'

² Host, army; probably in

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Feb. 27.—A Respite to JHONE M'BRAR OF LOCHBO and al his complices, for pe **Werschyp** of **Cwyn Alansoun**: For a gere; exceptand Trefone. (*Per Subscriptionem* REGIS.)

A Respite to LACHLANE M'LANE OF DOWARD, Johne M'Clane of Coil, Donald M'Clane eym¹ to pe faide Lauchlane, and pair complices, 'in simili modo quo antedicta.' (*Per Subscriptionem* REGIS.)

Jun. 9, 1500.—Remission to GILLEISE MAKPAULE (M'Phaill) and Patrik Makbane for art and part of the **Slauchtir, Birnyng, Rabyng, and Oppressioun** vponne the Kyngis lieges, in LOCHABIR.

Aug. 17.—A Letter of Gift to ADAM BARDE, *Lockmanne*,² of pe Gift of twa merkis worthe of land, liand nixt Drongane, within pe scherefdome of Are, for al pe dais of his life; for his **Seruite** of **Lokmanschip** to (be) done as vse and custum is, in tymes bigone, withe all proffittis pertenyng pairto.

Oct. 16.—A respite to DAVID LINDISSAY for his tressonable being with **Alexander** vmq^{le} **Duke of Albany** &c. and for al vper actionis committit be him vnto pe day of pe Kingis Coronatioun: AND for pe **Forthocht Fellony** and **Hamesukkin** done apon Andro Carmichell, Alex^r. Dikifoun, and Schir Johne Carmichell, Chapellan, done after pe tyme of pe faid Coronatioun, &c.: '*Duratur. pro xix annis.*'

Jan. 14, 1500-1.—Protectioun for SCHIR BALDRED BLACATER his landis and gudis, 'in communi forma; pro toto tempore vite sue duratur. &c.'

A Letter maid to pe LORD DRUMMOND and SCHIR WILLIAME MURRAY OF TULEBARDIN, knight, pare kyn, men, frendis, and seruandis, for hertlynes to be had amangis paim in (tyme) to cum, Renuncand and forgevand to pe faid kin and frendis of baithe pe faid parties, al actions and crimes of pe **Birnyngis** of pe **Kirk of Moneward**, and **Slauchter** of pe KINGIS liegis at p^t tyme,³ **Rebis**, **Resettis**, and **Intercommunung** with pe personis beand at pe Kingis horne for pe faid crimes, and al vper maner of actionis concerning pat mater, or pat may be imput to paim: Chargeand pe JUSTICE and Justice Clerkis confider pe personis being in pe Rollis, inditit for pe actiones abone expremitt belangis, and baithe the faidis partiis, and inditit pairfore, pat pai distroy and adnul pe samyn; and in tyme to cum, to tak nane of pe faidis personis in dittay, nor accuse, in judgement nor vtwith, in ony wife; dischargeing pe faidis officiaris of pare officis in pat parte, concerning pe faid actionis.

Jan. 23.—Remissioun to WIL3AME SCHORT for pe **thiftwise destruction** of pe gudis of Patrik Boyis, the tyme he lay with his wiffe.⁴

Jan. 25.—Remissioun to ROBERT MURE, sone to Adam Mure of Caldwell, knight, for pe **Slauchter** of vmq^{le} Patrik Boure: AND for pe **Forthocht fellony** done apone the Lard of Rafftoun.⁵

Feb. 20.—A Respite and Licence to ANDRO MALUILL to pas in pilgrimage to **Sanct James in Galicia**, &c.: To endure fra pe secund day of March next to cum, quhil⁶ his returnyn and cumming hame again within the realme, and xl dais paireftir.

¹ Uncle. ² Hangman, executioner. See *Dr Jamieson's Dictionary*, &c. ³ Old *Pitscottie* thus notices this horrible affair. 'In the mean tyme THE DRUMMONDIS burnt the KIRK OF MONIVAIRD, quhairin was six scoir of MURRAYES, with their wives and childraine; and few escaped thairfra, bot war all aither burnt or slaine, except on (one) David Murray. Quhilk fact THE KING punished condignlie, thairefter; for he headed (beheaded) monie of the principall actouris thairof, at Stirling.—*Lindsay's Hist. Dalryell's Edit.* i. 249. Reference may be made to *Douglas's Peerage*, 1st edition, voce PERTH, for an ample account of this cruel and atrocious act. He adds, that WILLIAM, MASTER OF DRUMMOND, was apprehended and sent prisoner to Stirling, where he was tried, convicted, and executed, in 1511. ⁴ These entries are very frequent in the Records of Justiciary and Privy Council. See also Oct. 13, 1505. ⁵ Ralston of that ilk. ⁶ Until.

Mar. 17.—Remission to DAVID HUME OF WEDDERBURNE, kn^t, and eight others, for art and part of the **Slaughter** of John Lowdoune. (*Apud Edinburghe.*)

Mar. 20.—Remission to ARCHIBALD HESLIHOP, vtherwais callit *Schir Suythe*, for pe **Besset** of the **Ruthirfurdis**, pe Kingis REBELLIS, and pair complicis, being at his horne : And for assistance gevin to paim, in felling of met and drink to pame, pe tyme pai war at pe horne ; and al crime pat may be imput to pe said Archibald in ony wise pairfor, alanerlie makand satisfactioun to pe partiis complenzeand.

May 2, 1501.—Respite to JOHNE OF KINCAID for the **Slaughter** of vmq^{le} David Mafone and for all vther actionis, &c. : For ane 3ere efter the date hereof.

May 11.—Remission to WILIAM MURRAY and George Tayt, for the **Slaughter** of Archibald M^ckowloche of Ardwell, committit apon forthocht felony, &c.

Jun. 14.—Lettre to Schereffis in that parte for to summond THE ARMESTRANGIS, to the nombir of lxx, to compere at SELKIRKE, the xxj day of Junij, to vndirly the lawe for the **Slaughteris** of Johnne Blacburne, &c. : Certifying thame, that and¹ thay compere nocht the said day, thai falbe denuncit the Kingis Rebelles, and put till his horne, &c. (*Per subscriptionem REGIS.*)

A Letter to THE ERLE OF BOITHVILE, as the Kingis Lieutenant, to raise the Kingis leiges for to pass vpoun the saidis **Armistrangis**, REBELLIS, thare assistaris, parte-takaris, and refettaris, and to persewe thame to deid ; and to tak thare gudes, as eschete, quharefumeuer thai ma be fundin : And giff ony persones nocht beand at the hornne beis fundin takand thare parte, that thai maa be persewit, takin or flain, as the principallis, withoute ony cryme to be imput thareffore, in tyme to cum ; AND proclamatioun to be maid, that nanne of the Kingis lieges Refset thaim, or vper wais support thame, vnder the pane of deid. (*Per subscriptionem REGIS.*)

Aug. 5, 1501.—Respitt to MORISE BUCHANNAN, sone to Walter B. of pat Ilk, Patrik bruper to pe said Walter, Johnne, and Morise B. Androsoun, for art and part of pe **Slaughter** of vmq^{le} Johnne Dormondsoun, for pe quhilk thai ar at oure souerane lordis horne, &c. unto the day of the making of the said Respitt, &c. : To endure for iiij monethis nixt to cum, eftir the date hereof, and farther, for the Kingis will to endure.² (*Per subscriptionem REGIS.*)

Dec. 7.—Remission to WILLIAM HAY (MASTER OF ERROL), son and heir apparent of William Earl of Erole, and three others, for **Stouthreiff** of 31 **Oren** from Sir William Keithe of Inuervgy kn^t.—WILLIAM CRAUFURD OF FEDERAY, Gilbert Hay, and five others, also got Precepts of Remission for the same crime. (*Apud Abirdene.*)

Mar. 2, 1501-2.—Remission to JAMES STEWART of Garthill, for the **Slaughter** of vmq^{le} Andro Caldale, &c. to the date hereof.

Mar. 21.—Letter to ALEXANDER ERLE OF HUNTIE, THOMAS LORDE FRASER OF LOVATE, and WILLIAME MONRO OF FOWLIS, makand pame or twa of pame, coniunctlie, pe said Erle beand ane, Commissaris to **Sett** pe KINGIS **Landis** of **Lochabre** and **Flawmore**, liand within the scheref-dome of Inuernes, for pe terms of fyve 3eris, entarand at pe terme of Witsunday nixt to cum, to trew menne, for pe plenyfing pairof, and expelling of brokin-menne furthe of pe samyn ; and to sett pe landis of **Cogreath**, **Assent**, and all vper ferme-landis pat pertenit to **Torquell Makloir** of **Lewis**, and now being in pe Kingis handis throw pe being of pe said TORQUELL his Rebell, fugitive for pe lawis, and at his horne for al pe tyme pat pai fall happin to be in pe handis of his hienes, be reffoun fairsaid ; with power to gif a parte pairof to gude trew menne, for pair gude seruice, for pe space as pe said ERLE sal think expedient for pe KINGIS honour. (*Apud Striueling.*)

¹ An, if.

² 11th April, 1500, a. r. 14, Precept of Remission was granted to them for the said crime.

APPENDIX.

May 22, 1502.—Remission was granted to ALEXANDER WELLEM OF WODWRAY, for his treasonably abiding from the Kingis Raid at Aytoune, &c.

May 28.—Respitt to ALEXANDER LORD HUME, and diuerse vper personis, spirituale and temporale, contenit in pe samyn, pare men, kynne, freyndis, allya, ténnandis and seruandis : To endure for xl dais efter pe said Alexandris hame-cummyne.¹ (*Apud Edinburghe.*)

Sep. 14.—Respitt and Affouerance to EWIN Alanfone for his being at pe Kingis horne, and for all vper actionis, to cum sauffie to pe KING, his LORDIS OF COUNSALE, or to pe ERLE OF HUNTLEIE, to Stirling, or ony vper places : To endure for xx dais.

Feb. 13, 1502-3.—Lettre maid to SCHIR JOHNNE RAMSAY OF TRARINZEANE, knycht,² makand him Capitane of pe Place and Palace of Linlithgw, and Repare of pe Parke, loche, medois, warde, garding, and zarde of pe samyn, for al pe space of nyne zeris ; with power to mak Constables, jevellouris,³ portaris, and oper officiaris nedeful for pe keping of pe said plaice, park, loche, medois, warde, garding and parde : For pe keping of pe quhilkis, oure fouerane lorde assignis to pe said Sr (Johnne) the fovme of xxiiij li. land, pat is to fay, ten pund land of Kyncavil, and xiiij li. land of pe Northe akirris, liand within pe lordefchip of Linlithqwschire, withe all dewiteis aud proffittis, as vper Capitanis had of before ; with power to mak subtenandis in pe faides landis.

Feb. 21.—Remission to JAMES MARSCHALE, for the Slaughter of Thomas Scherewynd, committed four years since. (*Apud Edinburghe.*)

Feb. 25.—Respeit to ROBERT HERISE, sone and apperand are to George Herise of Tarrauchty, George and Robert H. bruder and sone to the said Robert, and Thomas Skalis, for the Oppressioun done to James Crechtoun of Frendract knight, in the Hoichyng⁴ of certane horse of his, &c. : To indure for the space of xl dais, and paireftir induring oure fouerane lordis will, quhill⁵ thai be warnit of foure dais ; with this clause, relefcheing of paim of pe horne, taking of paim to pe KINGIS pece, and geving paim of pe wand pairof.⁶

May 11, 1503.—Respitt maid to MAISTER DUNCANE MAKKE, Andro Akerfane, Lital Gilbert Makke, and Johnne Clerk Makke, for art and part of pe Birning of pe House and Place of Dunskay, in cumpany with Alexander McCulloch of Mertoune, knight : AND for art and part of pe Reif of certane gudis being pairin pe sammyn tym, &c. : To endure for xix zeris. *Apud Kirkcudbright, per binas Signaturas subscript. per REGEM.*

May 15.—Respitt for JOHNNE MAKKE OF MYRETOUNE, and fyve vperis, for art and part of pe Birning of pe House and Place of Dunskay ; and for all crime pat may be imput to paim or ony of pame, for pe said actione of ffyre allanerly : To endure for pe space of xix zeris. (*At Wigtoune.*)

Jul. 3.—Remission to JOHN STEWART MAKARCHBALD, and 59 others, for art and part of the Assistance giben by them to Pells Stewart,⁷ in his Thefts and Stouthreifs. (*Apud Perth.*)

Aug. 11.—Precept maid to JAMES LORDE HAMMILTOUNE of pe Office of Justry (JUSTICIARY), within the boundis and Ile of Arane ; with power to gefe Remissionis and Respittis to al personis Inhabitantis pe sammyn, for al crimes, except Treffounne in pe KINGIS persounne : To endure for all the dais of his life.

Aug. 25.—Remission to THOMAS MAKNARE for arte and parte of pe Birning of pe Hous and Place of Wemye : AND for arte and parte of pe Slaughter of vmq^{le} David Menzeis, Johnne Menzeis, Johnne Kirkpatrik, Andro Dalzell, Thomas Makculloche, and Thomas Myllare :

¹ He was frequently employed in Negotiations with England between 1495 to 1504. See *Rymer's Fœdera*, xii. 548, xiii. 45, 64, 92. *Wood's Peerage*, i. 733, &c.

² The forfeited LORD BOTHWELL. See this Collection, Oct. 8, 1488, &c. vol. i. p. * 4.

³ Jailers. Fr. *javilleur*.

⁴ Houghing, ham-stringing.

⁵ Until

⁶ For the illustrations of this ceremony, see Nov. 18, 1511 ; Oct. 11, 1531, *Notice* ; and Jul. 22, 1566, *Note*.

⁷ Several other Remissions were granted for the same offence at various dates.

AND for all vpir actionis, &c., Treffoune in pe Kingis persoune, Murthure, and Reffasing of womene except. (*Apud Edinburghe.*)

Oct. 2.—Remission to JOHN MYRETOUN OF RANDLESTOUNE, for art and part of the **Forcible Abduction** ('**Raptus**')¹ of Elezabeth Sym, relict of John Elder in Kingisbernys. (*Apud Cowper.*)

Nov. 2.—Remission to JOHN SPENS OF LATHALLAND, for casting down and **distroying** the grain of Baward, belonging to *Sir Andrew Wod of Largo knt*; and thereby **oppressing** the said Andrew: AND for **Spuilzie** of the **Teind sheaves** of the said grain.

Nov. 2 and 14, and Dec. 10.—Remissions to ALEXANDER INGLIS OF Tervet, Johne Mailvile of Carnbe, John his son, Laurence Schethun, and five others, for art and part of the **Oppression** done to Thomas Butlaire of Rungalli, in eating and destroying certain grain belonging to the said Thomas. (*Apud Cuprum.*)

Nov. 28.—Remission to ADAM SCOTT in Tuschelaw for treasonably breaking Prison, and his Warde within the Castle of Edinburghe. (*Apud Edinburghe.*)

Dec. 14.—Remission to PATRICK DUNBARE OF KILCONQUHARE, for **Resetting** Patrick his sone and heir apparent, and Fergus Makdowell, the time they were at the horn; and for **Intercommuning** with them. (*Apud Striuelin.*)

Sep. 9, 1504.—Remission to THOMAS TAYT, sone of William Tayt in the Parish of Culvene, for art and part of the **Burning of Barsalloche**: AND for art and part of the **Slaughter** of John Sinclare, in the year 1402 (1502?) (*Apud Drumfreshe.*)

Dec. 10.—Remission to MARK KER OF DOLPHINSTOUN, and three others, for forethought felony done to John Rutherford and others. (*Apud Jedburghe.*)

Remission to ROBERT OLIUERE, called *Rob with pe dog*, for treasonable **Intercommuning** and assisting David Oliuere, called *Na-gude-Preist*, and John Oliuere, called *Cageare*, being at the horn. (*Apud Jedburghe.*)

Jul. 20, 1505.—Respitt maid to VMFRA BELL, and lxxxiiij vperis, for all maner of actionis, crimes, and offensis quhatfumeuer, done be pain in ony tyme bigane, on to pe day pai gat pe KINGIS grace, in his Justice-Are of Drumfreshe, immediatlie haldin eftir pe **Raid of Eskdale**: To endure for pe Kingis will. (*Subscript. per REGEM.*)

Oct. 11.—Remission to Sir Williame Frahere of Phillorthe knt, for Refetting, supplying, and intercommuning with fundry of the King's Rebels. (*Apud Abirdene.*)

Oct. 13.—'Preceptum Remissionis ANDREE WARNOCHE, pro **Communi Litigatione** cum ligeis REGIS, et pro **Communi Oppressione** racione Dicte Litigationis: ET pro **Rapina** vnus le *bugestaff*² tempore dicte Litigationis: ET pro furtiva distructione bonorum quondam Johannis Michel, tempore quo concubuit cum sua vxore, &c. (*Apud Lanark.*)³

Oct. 24.—Remission to ALEXANDER PANTOUNE, for the **forethought felonies** done by him to Henry Forbes of Kynnellare, vmq^{le} Malcolm Forbes, and the Chamberlain of Arbrot, and their accomplices, at Mekle Echtly: AND for the **Murting** of Alexander Kay: And for art and part of the felony and '**Hamesukkin**' done to the Laird of Owdny:⁴ AND for the forethought felony and

¹ '*Raptus*,' which at this period did not signify Rape, but 'revissing,' or forcible abduction. ² This seems to have been some warlike instrument, a *bill*; apparently from O. Fr. *bouge, bougeou, boulge*, which, however, is interpreted to be a bolt or arrow (javelin) with a great head.—*Cotgrave*. The bugestaff is likely to have been a sort of poll-axe or 'Jeddart-staff.'—See also *Dr Jamieson*. ³ The present entry is rather singular, and it has been thought proper to insert it as it occurs in the Record. See these extracts, Jan. 23, 1500-1. ⁴ On Aug. 10, 1511, Rannald Owdny of that ilk, and Isobella Pantoune, his spouse, got a Charter from the Crown of the lands and mill of Owdny, &c. *Reg. Secr. Sig. IV. f. 184.*

APPENDIX.

Oppression done to the servants of the Laird of Tulydeff: And for Oppressing the said Laird, and **M**utilating certain calfs belonging to him: AND for **S**touthreiff of a sheep from David Thomfone: And for common Oppression, &c. (*Apud Abirdene.*)

Oct. 31.—Remission to ANDREW TULYDEFF OF THAT ILK, for **O**ppression done by him to William Turing of Foverne, in destroying his ploughs and certain houses, &c. (*Apud Abirdene.*)

Nov. 6.—Remission to ROBERT ARBUTHNOT OF THAT ILK, and three others, for **C**ommon **O**ppression done by them to vmq^{le} Elizabethe Sibbald LADY BALGONY, and Sir ANDREW LUNDY of Balgony, kn^t. (*Apud Brechin.*)

Nov. 10.—Respitt maid to DAVID BONARE, for pe **S**laughter of vmq^{hile} Thomas Multrare of Markinche: To endure for half a zere next to cum. (*Subscript. per REGEM.*)

Nov. 23.—Respitt to JOHNE MAKLANE OF LOCHBOY, and all his kynne, frendis, tennandis and seruandis, for all maner of actionis vnto pe day of pe date of pis Respitt, and for twa monethis to endure. (*Subscript. per REGEM. Apud Edinburghe.*)

Dec. 18.—A Respitt maid to THOMAS STORY ffor his treffonable passing, **R**emanyng, and duelling within pe realme of **E**ngland, baithe in tyme of pece and weire, without Licence of pe KINGIS hienes, &c.: To endure for pe space of nyntene zeris next to cum. (*Subscript. per REGEM.*)

Jan. 4, 1505-6.—A Remitt maid to HEW LORD MONTGOMERY, John his bruder, John Montfoid, Robert Ruffale, Walter Lyne, and Edward Maxwell, for all actionis and cryme pat may be impute to paim of pe **R**esset, and **s**upple, intercommonyn with pe saidis **R**ebellis, of ony tyme bigane. (*Subscript. vt supra.*)

Eo die.—Lettre of Remit maid to ARCHBALD ERLE ERGILE, COLYNE MAISTER OF ERGIL, and xxxj vperis personis, pair seruandis, for pe **R**esset, intercommonyn, and **s**upple gevin to pe said **M**aister of **M**ontgomery, George Railstoune, and James Striueling, pe Kingis Rebellis foirsaid. (*Subscript. vt supra.*)

Jan. 23.—Lettre maid vndir pe Priue Sele, direct to LAUHLANE MAKGILLEONE OF DOWARD, and ix vtheris landit menne within pe ILIS, chargeand paim pat pai have na intrometting nor disponyng withe ony Kirkis, fermes, malis, proffittis pertenant to **J**ohne **B**ischop of **D**lis and **C**om-mendatare of **D**colmekill, without tak or Licence of hym; and als prayand paim to help and supple pe said Bischop, his factouris and seruandis, in pe gadering and vptakin of pe samyn. (*Subscript. per REGEM.*)

Jan. 29.—Lettre of Remitt maid to DONALD MAKRANALD VANE, and generally to all vper personis, his tennandis, duelland apone his propir landis, and all his familiaris and seruandis now being with hym in howshald, Remittand to him pe rancour of pe Kingis hart and all actionis pat he has or may have again pame or ony of pame for all maner of crimes of **T**ressoun, **S**laughter, **F**ire, **R**eif, or vper actionis or offensis quhatfumeuir, committit or done be paim or ony of paim, in ony tyme bygane, before pe day of pe dait heiroy. (*Apud Edinburghe, Subscript. per REGEM.*)
'Gratis Comiti de Ergile.'

Feb. 22.—Remission to THOMAS LAW, junior, in Glasgw, for art and part of the **T**heft, 'vnius paris oraculorum de le *curell*,¹ cum vno annulo auri,² et vno le *pendes* cinguli,³ from Isobella Huchonfone. (*Subscript. per REGEM.*)

Apr. 18, 1506.—Remission to WILLIAM LORD BORTHUIK and eleven others for the **S**touth-

¹ Coral mass-beads.² Gold ring.

See these Extracts, Mar. 11, 1506-7.

³ Pendants, or hanging ornaments belonging to a zone or girdle.

rief of certain 'halkis,' furth of the **Rock of Erncrag**, pertaining to Sir Oliver Sinclare of Rosling kn^t; and for the **Mutilation** of William Adamfone. (*Apud Edinburghe.*)

Apr. 24.—Respitt maid to **JOHNE ERLE OF CRAUFURD** to pas in his **pilgrimage to Sanct Johne of Ameas**, or vper pairtis beyond sey; fra his passing furthe of his realme quhill¹ his againe cummyn in pe sammyn and fourety dayes pairestir. (*Subscript. per dominum REGEM, apud Edinburghe.*)

May 10.—Remission to **WILLIAM BROVNE** alias *Gilliam Tawbornare* for the **Slauchter** of Patrick Harpare. (*Apud Edinburghe.*)

May 28.—Remission to **GILBERT TUEDY** for art and part of the **Slauchter of Edward Huntare of Holmude**, committed six years since. (*Apud Peblis.*)

Jun. 4.—Respit maid til **ANDRO WODE OF LARGO**, knycht, for pe **Reif of ane anker and cabyll** fra vmq^{le} **Johne of Bonkill**, in pe sea; and for all vper actionis and crymis committit be him vnto pe day of pe dait hereof. (*Apud Edinburghe, per signaturam manu REGIS subscript.*)

Jun. 11 and 16.—Remission to **SIR SYMON PRESTOUNE OF THAT ILK**, kn^t, **Alexander Naper**, and **Robert Douglas**, for art of the **Oppression** done to **JOHN LORD SOMERVEL**, and **John S.**: AND for art of **breaking the King's Protection**, granted to them in occupying the Lands of Guttaris and Gilmertoun: AND for the **Stouthrief** of certain horses furth of the lands of Gilmertoun; and for all action, &c. (*Apud Edr.*)

Jun. 22.—Saufconduct maid to (**SCHIR**) **WILLIAM TYRWIT**, kn^t, **INGLISMAN**, & xvj **Inglisemen** with hym, to cum in **Pilgramage to Sanct Niniane**.² (*Subscript. per REGEM, apud Edinburghe.*)

Jul. 1.—Remission to **ANDREW CHANCELLARE**, and **Johne Bere**, for absconding with the 'bludy-hand' with **Gilbert Tuedy**, after the **Slauchter of Edward Huntare of Holmude**, committed by the said **Gilbert**; and for art and part thereof. (*Apud Lanark.*)

Jul. 16.—Respitt maid to **DONALD MAKEWIN MAKKAROLY OF CLANLAYNE**, for all maner of actionis; to endure for xl dais next after pe next fest of Lammes. (*Subscript. per REGEM, apud Edinburghe.*)

Nov. 12.—Remission to **ADAM TURNBULE** of Bullirwell, for **Resetting**, Supplying, and Intercommuning with **William Turnbule of Mynto**, and **Mark**, **Edward**, and **Walter T.**, his accomplices, being Rebels and at the horn. (*Apud Jedburghe.*)

Jan. 3, 1506-7.—Lettre of Licence made to **ARCHBALD ERLE OF ERGILE**, and **HEW LORD MONTGUMERY** to **Intercommoun**, and gif **Ressett**, supple, and fortefy with mete and drink, **GEORGE RAILSTOUNE** and **JAMES STRIUELING**, beand at pe Kingis horne for pe **hurting** of **William Cunyng-ham**, **Crownar of Renfrew**, in pe executione of his office; and als with **JOHNE**, **MASTER OF MONTGUMRY**, sone and apperand aire to pe said **Hew**, quhill pe next fest of **Palme Sunday**. (*Subscript. per REGEM, apud Edinburghe.*)

Jan. 4.—Remission to **LAURENCE COWTIS**, in **Ruthvene**, for art and part of the treasonable **Insurrection against the King**, coming with **ALEXANDER**, **EARL OF HUNTIE**, then **LORD GORDOUNE**, in an Army at **Bunkeld**. (*Apud Edinburghe.*)

Jan. 28.—Respitt to **ARCHIBALD** and **JOHNE HERIOT** for art and parte of pe **Slauchter of vmq^{le} Johne Fentoune**, of that **Ilk**: To endure for a zere; and forper, for pe Kingis will. (*Subscript. per REGEM, apud Edinburghe.*)

¹ Until. ² Such Warrants were by no means infrequent at this period. Many Nobles and Lairds of Scotland also obtained leave to go in Pilgrimage to Canterbury, (to the shrine of St Thomas a Becket,) and to France and Spain, &c.

APPENDIX.

Feb. 8.—Respitt maid to **JOHNE KENNEDY OF BLAREQUHAN**, knight, **Adame Rede** of **Starqubite**, and **Maister Vchtred Adunnale**, to pas in pair **Pilgramage** to **Sanct Thomas of Canterbury**,¹ in **England**, and **Sanct Johne of Ameas**, in **France**; fra pair passing furth of pis realme quhill² thare returnyn agane in pe samyn, and xl dayis paireftir. (*Apud Edinburghe.*)

Feb. 28.—Remission to **SIR JOHN FORMAN**, knight, and xxiiij others, and all other persons being in company with the **ARCHBISHOP OF GLASGOW** and the said John, in the **MONASTERY OF JEDBURGHE**, the time of the **Slaughter** of **Thomas Rutherford**, for the said Slaughter; and for the 'Hereschip' of certain goods from the said Thomas, committed by the said persons in the said Monastery, at the time foresaid. (*Per Signetum datum ad requisitionem domini REGIS.*)

Mar. 11.—Remission to **THOMAS LAW**, junior, for the **Stouthrief** 'vnius le pendes zone, ponderis dimedie vncie argenti'³ from **Elizabeth Huchefoune**. (*Apud Striueling.*)

Apr. 5, 1507.—Passport to **BERNARD DROMONE**, Trumpetter, and four others, his companions, to come from **BONONIA** to serve **THE KING** with their trumpets and musical instruments.⁴ (*Subscript. per Regem apud Edinburghe.*)

May 31.—Letter of Bailzery to **JOHNE MAISTER OF ATHOLE**, makand him Bailze of all and findrie pe landis, rentis, and possessionis with pair pertinentis, pertenyng to vmq^{le} **ALEXANDER ROBERTSOUNE OF STROWANE**, and now to **THE KINGIS** hienes, threw reffoune of Ward, &c. (*Subscript. per Regem.*)

Jul. 6.—Remission to **JOHN McPERSONE**, for art and part of the **Burning of the Place of Weme**, and **Homicide** committed therein, in company with **NEILL STEWART**: And for all other actions committed previous to Jul. 1, 1503, &c. (*Apud Perth.*)

Jul. 7.—Remission to **JAMES MUSCHET OF CULGARTHE** for the **theftuous Destruction** of the goods of **James Robefoun**, the time he lay with his wife: And for **forethought felony** done to the said James; and for **Hurting** him: And for the **Oppression** done by him to **SIR JOHN HALDANE** of **Glennegase**, kn^t, and **THE LADY OF MERCHAME**, in casting down and destroying the aqueduct of **LANERK**: And for **common Oppression** of the lieges. (*Apud Perth.*)

Aug. 18.—Respitt to **SIR JOHNE LUNDY OF PAT ILK** to pas in **Pilgramage** to **Sanct Johne of Ameise**; and taking his 'barnys, men, tennentis, &c., under his ferme pece and speciall Protectionun.'

Sep. 8.—Letter maid to **ALEXANDER ERLE OF HUNTLE**, in pis forme.

JAMES, be pe grace of God, King of Scottis. To al and findrie our officiaris, liegis and subdittis, &c. Forfamekil as We grantit and gaue of before to **MERGRET**, pe sifter of **ALEXANDER OF PE ILIS OF LOCHQUHELCH**, knyght, indurand our will, our landis of **Scalpa** and **Torrea**, with pare pertinence, extending to four merkis wrocht⁵ of land, lyand in **Strawrochille**;⁶ and pe landis of **Morournycht**, extending als to foure merkis wrocht of land; and pe landis of **Vngoworrw**, extending to vper foure merkis worth of land, lyand in **Trauternes**: Quhillkis **Mergret** hes applyit and subiectit hir persone, landis, and gudis, quheper in lauchfull mariage or aper wayis, We know nocht, to **DONALD MAKCARLE MAKLAUHLANE DONE**, quhilk has affistit to oure **Rebell TORKILL MAKCLODE OF LEWIS**, passand with him, committand **Reif**, **Spulzie**, and **Oppressioun** apon our trew liegis; quharfor it plesis ws nocht pat pe said **Mergret** or he haf any profit of our landis. HEREFOR, We haue grauntit, gevin, and confermit, and be thir our Letteris, gevis, grauntis, and confermis pe said tuelff merkis wrocht of

¹ The Shrine of St Thomas a Becket.

² Until.

³ See these Extracts, Feb. 22. 1505-6.

⁴ This is

given merely as a specimen of numerous similar entries. James IV. gave great encouragement to Minstrels, having often from fifty to sixty in his pay at one time, as officers of his Household. He seldom travelled without Minstrels,

'Tale-Tellaris,' &c.

⁵ Wroucht, or worth; valor.

⁶ Strathardale?

laund of Scalpa, Torrea, Morrounycht, and Wngoworro, with par pertinence, induring our will, to our traift coufing and counfalour, **Alexander, Erle of Huntlie, Lord Gordoune and Balduenacht**, and to his assignais, to be brukit, disponit, gevin, or assignit be him to quhat personis of pe ILIS or aperis he plese, pat wil do him and ws seruice pairfor. **QUHARFOR** We charge straitlie, and comandis zow, all and findrie our officiaris, liegis, and subdittis forsaide, pat nane of zow tak apon haund to lat,¹ stop, trubil, inquiet, or molest our said coufing or his assignais, in pe brouking, josing, and vsing of pe said landis, induring our will, and quhill we gif our special Letteris in contrare; vndir al pe hiest pane, and charge, and offence ze or ilk ane of zow may committ or inryne² agane our Maiesté in pat part. **GEVIN** vndir our Prive Seil, AT ED^B., pe viij day of September, and of our regne pe xx zere.

[JAMES R.]

Sep. 13.—Remission to **JOHN LORD OLIPHANT**, and two others, for art and part of the **Oppression** done to **JOHN LORD DRUMMOND**, by destroying and casting down the dikes between the lands of Drvmane and Balloche: And for **forethought felony** don to vmq^{le} **JOHN EARL OF BUCHAN**, done within the burgh of Perth, after the **Slaughter** of James Oliphant of Arquhelzie, committed by the said Earl and his accomplices: And for all other Oppressions, forethought felonies, actions, and crimes, &c. (*Apud Edinburghe.*)

Sep. 14.—Respitt to **JAMES ERLE OF ARRANE**, Lord Hammyltoune, at his passing 'in pe realme of FRANS and vper parteis bezonde pe sey, on certane chargis and erandis of ouris and his awin; and alse, in **Wylgramage to Sanct Johne of Ameas**, and vper placis: We haf parfor takin vndir our ferme pece, special Protection, mantenance, supple, defence, and Saufgard, our said coufing, his men, kyn, firname, tennentis, &c., and in speciale our louittis ane Reuerend fader in God, **DAVID, BISCHOP OF ERGILE**, and James Hammyltoune of pe Schaufeild, kn^t, &c.

Sep. 16.—Remission to **JOHN THOWLESS**, in Brechin, for the **Slaughter** of Alexander Meill, committed 'on suddantie,' by the stroke of a 'golf-club.'

Oct. 10.—Remission to **PATRICK DUNBAR**, son and heir apparent of Patrick D. of Kilquhonquhare, and two others, for the **Slaughter** of Patrick Makculloche, committed by them in the town of Wigtoune, ten years ago. (*Apud Edinburghe.*)

Dec. 18.—Remission to **ALEXANDER GARDIN** for the **Slaughter** of John Jamesoun, within the *Fortalice of Panmure*, by throwing a stone at him, 22 years since. (*Apud Striuelin.*)

Jan. 24, 1507-8.—Protection and Respitt to **JOHN ERLE OF CRAWFORD**, Lord Lindefay, Respittand him for all actionis, &c. fra pe day of pe date hereof, vnto his returning within pe realme, and xl dayis paireftir.

Mar. 4.—Remission to **JOHN INCHE** for **Intercommunung with George, Earl of Rothes**, the King's Rebel, and at the horn. (*Apud Edinburghe.*)

Mar. 11.—Remission to **JOHNE GORDON OF LOCHINVER** for art and part of the **Reif of a mare** from John Makmulane of Arindavacht, &c. (*Apud Edinburghe.*)

Apr. 6, 1508.—Respitt to **ARCHBALD HUCHONSOUNE** of pe ILYS and xxviii vperis (because of pair grit lawbouris, deligence, and gude and thankfull seruice done be his hienes in pe persewing and taking of **Auchane Duncane Dowsonne**, Sorle, his sone, and **Donald Mule Makalester**, his **REBELLIS**, and being at pe horne; and for pe bringing and deliuering of paim to be maid to his gude grace, or to quham he ordanis pame to be deliuerit, be his writingis) for pe **Slaughter** of vmq^l Donald Hutchonsoune, vperwayis called *Galdlauche*, bruder to pe said Archebald: AND for all vperis **Slauchteris, Hereschippis, Birningis, Refus, Murtheris, &c.**, before pe date of pis Respitt; for

¹ Let; hinder.² Incur.

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the space of 19 3eris. Providing allwayis, pat gif his said Rebellis beis nocht brocht, &c. pis Respute to be of nane avale, &c. (*Subscript. per dominum REGEM, apud Edinburghe.*)

Apr. 20.—Remiffioun to **JOHNE CHENE OF ESSILMONT**, Henry and Johne his breper, and Johne Balluny, for pe **forthocht felony** done be pame apoune **Duncane Forbes**, in pe Gallogate, within burghe of **ABERDENE**; And for pe **Reff** of swerdis and vther wapinnis fra pe said Duncane and his feruitouris, pe sammyn tyme: And for all vper crimes, &c.

Apr. 29.—Commiffioun to **ANDRO BISCHOP OF CATHNES**, Ronald Alanfoune of Ylanebigerne, and Alexander Mcclode of Dunvegane, and to twa of paim, conjunctly, to set pe landis of pe **Lewys and Wattirnes in Sky**, pat pertinit to **TORQWYLL MCCLODE OF PE LEWIS**, and now to pe Kingis hienes, be refone of his fforfatour, &c.; for the term of five 3eris. (*Apud Dunfermeling.*)

May 30.—Licence to '**PATRIK LORD LINDESAY OF PE BIRIS**, and Jhone Lindefay of Petcruvy, kny^t, his sone and apperand air, to pafs in pe realme of **FRANCE**, in pare **Pilgramage to Sanct Ihon of Ameys** and vperis pairtis bezond pe fey.' To endure for pe tyme of fevin 3eris. (*Apud Edinburghe.*)

Oct. 17.—Remiffion to **HARBERT MAXWELL OF KIRKCONWELL**, Andrew Alane, and two others, for the **Stouthreiff** of a log¹ from the Debateable land between the said Harbert and John Herijs of Maby: AND for the **treasonable Conspiracy** made by them, in Convocating the lieges, with **JOHN LORD MAXWELL** and his accomplices, upon **ROBERT LORD CRECHTONE**, Sheriff of Drumfreife, and his Deputes, &c.² (*Apud Kirkcudbrycht.*)

Oct. 21.—Remiffion to **THOMAS BUK** for the **treasonable Conspiracy** committed by him in Convocating the lieges, with **JOHN LORD MAXWELL** and his accomplices, against **ROBERT LORD CRECHTOUNE (OF SANQUHARE)**, the **Sheriff of Drumfreife**, his Deputes, friends, and servants, and hindering him in the execution of his office: AND also for art and part of the **Slaughter** of **WILLIAM DALSELL OF THAT ILK**, and **JOHN CARMICHELL**, the **Deputes** of the said **SHERIFF**, and of others slain at the same time: AND for all other crimes done by him, day and place foresaid: AND for **Oppression** done to Mr John Huchefone, putting violent hands on him, and **Spuillye** of certain teind sheaves from him: And for the **Stouthreiff** of certain oxen, to the number of four score, from James Lindefay; AND for **common Oppression**, &c. (*Apud Kirkcudbrycht.*)

Nov. 3.—Remiffion to **JOHN KENNEDY**, son of **JOHN LORD KENNEDY**, for the **Stouthreiff** of a horse from Fergus Fergusfone: And for the Stouthreiff of another horse from **THE COUNTESS OF EROLE**, his mother: And for forethought felony done to Duncan Kennedy: And for **Resetting** **SIR WILLIAM COLUILE OF VCHILTRE, kn^t**, and other **Rebells** at the horn, &c. (*Apud Are.*)

Nov. 4.—Remiffion to **THOMAS KENNEDY OF BARGANY** for art and part of the **Stouthreiff** of eight oxen from Jonnet Lolkert, relict of Henry Kennedy, &c. (*Apud Are.*)

Jan. 2, 1508-9.—Lettre maid to **ROBERT LORD CRECHTOUN OF SANCHARE**, makand mention, pat becaufe pe **KINGIS hienes vnderstandis**, and kennis wele, pat pe said Robert maid and set a Court to be haldin at **DRUMFREISE**, pe last day of July, for Ministratioun of justice to certane personis within pe bondis of his office; and pat he mycht, nor durst nocht cum to pe said Burgh to hald pe said Court, without warnyng, support, and supple of his frendis, as well apperit fra³ his **Deputis war cruelly slane**, in pe executione of his office, and halding of his said Court; and pat pe personis cuming with pe said Robert to pe sammyn, come in pe strenthin of him in pe executione of his office, and furthputtin of pe Kingis auctorité, and nane vperwayis: THAT pairfor, it is pe **KINGIS mynde and will**, pat pe said Robert, nor nane vper persone nor personis pat come with him to pe said Court, be

¹ 'Ligni.'² See TRIALS, Vol. I, * 77, &c.³ From the fact that.

attechit, arestit, or accusit be þe JUSTICE, Justice Clerk, &c., for **Conboratoun** of þe Kingis liegis **Slauchter**, **Reft**, or ony vþer maner of crime or actione, committit or done be him or paim þe said tyme, or be ony occasione or ony vþer thing þat mycht follow pairupone; bot will þat þe samyn ceise fra euer, in tyme to cum.¹ (*Apud Sanctandrois.*)

Jan. 18.—Respitt made to THOMAS LYN, burges of Edinburgh, for þe **Slauchtir** of vmq^{le} SCHIR LANCELOTE PATONSOUN, CHAPPELLAIN,² quhilk happinnit be negligent cure and medicine þat þe said Thomas tuk one him to cure and hele þe said vmq^{le} Schir Lancelote of þe infirmite of þe grantgor,³ þat he was infekkit with. To endure for xix 3eris. (*Subscript. per dominum REGEM, apud Edinburghe.*)

May 3, 1509.—Respit maid to MALCOLME McCLOID OF RYSEY for all maner of **actionis**, **crimes**, and **offensis** quhatsumeuer, committit and done be him in ony tyme bigane, before þe day of þe dait hereof, to be vnhurt, &c. for þe space of sex monethis nixt to cum eftir þe day of þe date hereof, and forþer, during þe KINGIS will, to þe effect þat he may in þe mentyme cum to þe KING and þe LORDIS of his CONSALE to do his leiful erandis, without arrest or trubill in ony wise. (*Subscript. per dominum REGEM, apud Edinburghe.*)

Nov. 7.—Remission to SIR HENRY WARDLAW OF TORRY, kn^t, and Michael Strathenry of that Ilk, for **common Oppression** committed by them: AND for **Resetting**, Intercommuning, and supplying **REBELS** at the King's horn: AND for **Stouthreft**, &c. (*Apud Cowpare.*)

Remission to GEORGE PITCARNE, for **Oppression** and **forethought felony** done to John Bikertoun.

Nov. 9.—Remission to DAVID BALFOURE, in Petcullo, and David, his son, for **Intercommuning** with GEORGE EARL OF ROTHES, being at the horn, &c.

Nov. 11.—Remission to WALTER HERIOTE OF BURNTURK, for his disobedience and contempt, and treasonable **Abiding** from the King's Army against the **English**, conveened at Aytoun; and for all other actionis, &c. (*Apud Cowpare.*)

Nov. 14.—Precept of Remission to HENRY PITCARNE OF DRUMGY, for treasonably **Abiding** from the King's Army against the **English**.

Nov. 16.—Precept of Remission to JOHN Tervet OF THAT ILK, and Elias Tervett, his uncle, for his disobedience and contempt in **Abiding** from the King's Army at Aytoun:⁴ AND for common **Oppression** of the lieges, &c.

Dec. 2.—Precept of Remission to ALEXANDER KER OF STRALOCHE, for art and part of the **Burning of the Place of Weme** and **Homicide** therein committed, in company with the King's Rebels, &c. (*Apud Edinburghe.*)

Feb. 2, 1509-10.—A Lettre of **Rehabilitatioun** maid to ALEXANDER LEKPREUIK in þis forme: FORSAMEKLE as þe said Alexander wes accusit for art and part of þe cruell **Slauchter** of vmq^{le} George Hammyltoun, and wes convict of þe sammyn be ane Affise, and pairfor Dome wes gevin in þe Tolbuth of Ed^r, þat þe said Alex^r fuld be dampnit to dede for art and part of þe said Slauchter, &c.: AND now, for certane gude causis and vther confideracionis moving our mynde, We haif Reabillit⁵

¹ See above, Oct. 17 and 21, 1508; and also TRIALS, Vol. I, * 77.

² This Churchman seems to have been one of the old leaven, chronicled by honest *George Marioreybanks*, thus:—'In the yeir of God 1533, Sir Walter Coupar, Chaipaine in Edinburghe, gate a pynte of vyne, a laiffe of 36 vnce vaight, a pock of aite-meill, a pynte of aill, a scheipe hede, ane penny candell, and a faire woman, for ane xvij penny grote.'—*Annals of Scotland*, p. 5.

³ Lues Venerea.

⁴ A number of others got Remissions for the same offence; among whom are Sir Andrew Kynnynmonthe of that Ilk, knyght; William, his brother; David Spens of Wolmerstoun, John Betoune of Balfour, Alex. Lathreise of Orky, &c.

⁵ Rehabilitated; restored. L. B. *rehabilitare*.

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pe said Alex^r to his gude fame and honour, and alse hes maid him lauchfull, be pir our Letteris, to excerfe all lauchfull dedis, in jugement and outwithe, and to bruke and joise all dignateis, officis, landis, rentis, possessionis, and gudis, alse fre as he did before pe committing pe said Slauchter. (*Subscript. per REGEM, apud Edinburghe.*)

A Licence, Protectione, and Respitt maid to MAISTER PATRIK BLAKATER, Archidene of Glasgw, to pas to pe realme of France to besy the Scules, and to vper pairtis bezond pe sey. (*Subscript. per REGEM, apud Edinburghe.*)

Feb. 10.—A Lettre maid to MARIONE OF YLIS, dochter to ~~Malcranal~~ Bayne,¹ at pe instance and requeste of pe ERLE OF ANGUSE, of pe Gift of foure merk land of Cortynvale, lyand in pe lordschip of KYNTIRE, fre of all males and gerfomes and dewiteis; for hir life tyme. (*Apud Striueling.*)

Apr. 12, 1510.—A Respitt maid to LAUHLANE M^cGILLANE, his kynnismen, familiaris, and feruandis, faufly to cum to pe KINGIS prefence to Striuelin, or quhare it fall happen to be for pe tyme, for expedicioun of his erandis pat he has ado; and surely to retorne agane quhare he come fra. To endure for xl dais. (*Apud Striuelin, subscript. per REGEM.*)

Apr. 19.—A Respitt to GEORGE LORD SEYTOUNE, gevand him Licence to pas in quhat pairtis he plesis outwith pe realme, with quhat personis, his kynnismen or feruandis he likis, for pe tyme: For the space of thre 3eris, &c. (*Subscript. per REGEM, apud Striueling.*)

Apr. 22.—ADAM RUTHIRFURD, sone to vmq^{le} George R. of Langnewtoune, got Letters of Rehabilitation, viz. Forfamekill as he wes apprehendit and takin rede-hand committand Thift and crimes apone oure liegis, and pairfor wes put in oure Castell of Edinburgh in fermane and presoune, and wes kepit in oure said Castell be pe space of thre quartaris of ane 3ere with pe mare² to have bene justifiit³ for pe said Thift, and for ~~Slauchteris~~ and vper grete crimes committit and done be him of before, 'neuertheles We movit of pete,' &c. (*Subscript. per REGEM apud Edinburghe.*)

May 10.—Respitt to ROBERT ELWALD OF REDEHEUCHE, and nine others,⁴ faufly and surely to cum to pe KINGIS prefence, and faufly and surely to remane and abide for pe expedicione and doing of pair materis, concernyng gude reule to be had and kepit in pe cuntre, &c. To endure for thre monethis. (*Subscript. per REGEM apud Striueling.*)

May 26.—A Respitt to all and findry pe Tenentis and inhabitantis of pe landis and lordschip of ~~Liddisdale~~, faufly and surely to cum to pe KINGIS hienes to Edinburghe, &c., concerning gude reule to be had and kepit within pe saidis pairtis, &c. To endure for a moneth.

Jul. 4.—Precept of Remission to GILLASPY DOW, (Bailze of Troutiones,) John Makgille-martyne, and fixty-three others, for Common Oppression of the liegis: AND for Resetting, supplying, and Intercommunung with the King's Rebels: AND also for Fire-raising, &c. (*Apud Inuernys.*)

Jul. 9.—Precept of Remission to GEORGE FALCONARE OF HALKERTONE and Robert F. for Common Oppression of the lieges, &c. (*Apud Inuernys.*)

Precept of Remission to ANDREW KYNARD OF THAT ILK, dwelling within the shire of Inuernys, for Supplying, Resetting, and Assistance given by him to THE KING'S REBELS, being at the horn: And for all other crimes and actions, &c. (*Apud Inuernys.*)

¹ See Trials, I. * 45, Jan. 20, 1505-6.

² And upwards.

³ Executed.

⁴ Thre Elwalds, two Nixsones, two Croseris, two Hendersonis, and Alexander Armestrang.—On Nov. 20 thereafter, they, along with Sym and George Armestrang, James Forestare, Jaffray Blackburn, and all and sindry vtheris, the Inhabitaris of ~~Liddisdale~~, got a Respite 'to be vnpunyst in thair personis for xix yeris,' (*apud Jedburghe,*) for all crimes previous to that date.

Jul. 15.—Precept of Remission to SIR JAMES CRECHTONE OF FRENDRACHT, kn^t, and xvij others, for their treasonable Absence from the Army at Aytoun, where THE KING was in proper person, to resist THE ENGLISH, &c. (*Apud Edinburghe.*)

Jul. 24.—Respit maid to þe LORD OF SANCT JHONIS, in double forme, and to xxiiij personis, his houshold men, to pas to the Court of Rome, the Rhodis,¹ and vper partis.

Nov. 27.—Commiffion to ADAME ERLE BOITHUILE, LORD HALYS, and ADAM HEPBURNE OF CRAGGIS, and to pair BAILZEIS, to inbring all maner of personis, trespassouris, committaris of quhatsumeuer crimes within the boundis of þe scherefdome of Royburghe and lordschip of Liddisdale, and within ony vther landis, boundis, rovmes, and Bailzerijs pertenyng to þe said Adam Erle Boithuile, quhilkis ar fugitive fra þe lawis: AND gife pai may nocht be apprehendit, pat pai eschete pair gudis, and inbring þe sammyn; and gife neid beis, to Birne pare housis, and SLAA paim pat beis apprehendit; and þe laif to BANYS þe realme, þe quhilkis ar fugitiue. (*Subscript. per REGEM, apud Jedburgh.*)

Jan. 12, 1510-11.—Precept of Remission to THOMAS MURRAY, son of vmq^{le} John Murray of Balloche, for the Slaughter of George Murray, committed xj years since. (*Apud Edinburghe.*)

Jan. 16.—Lettre of Rehabilitatioune to PATRIK McLELLAN OF GILESTONE,² sayand, pat þe KINGIS grace Reabillis þe said Patrik to his warldly honouris, digniteis, and vper priuilegis, and lauchfully to succeid to his fader and vperis his predeceffouris, nochtwithstanding þe Dome gevin pat þe said Patrikis hede fuld be strikin fra his body, for þe Reif and Stouthie of xxth oxin and ky fra Patrik Agnew, Scheref of Wigtonne, and his seruandis, vndir silence of nycht, &c. (*Apud Edinburghe.*)

Aug. 22, 1511.—Remission to PATRICK LESLY, son of Andrew, for art and part of Casting down and spuilzie of the Place of Keme, and taking THE LAIRD OF TULYDEFF furth of the Place of Ranftoune. (*Apud Edinburghe.*)

Oct. 15.—Precept of Remission to MR WILLIAM LEVENAX OF CALY, for Inbading and Hurting Roger Gordoune, sheriff in that part, who came with THE KINGIS letters to cite him. (*Apud Edinburghe.*)

Oct. 27.—Precept of Remission to ROBERT GORDOUNE OF GLENNE, for supplying and Assistance afforded to his brother Alexander, Resetting him and drawing him out of the realm, as a fugitive, for the Slaughter of JOHN DUNBAR OF MOCHROM. (*Apud Edinburghe.*)

Nov. 1.—Precept of Remission to CUTHBERT EARL OF GLENCARNE, and five others, for art and part of the Slaughter of Alexander Makfarly, in Bute, &c. (*Apud Are.*)

Eo die.—Precept of Remission to WILLIAM CUNYNGHAME MASTER OF GLENCARNE, and xxix others, for Resetting and Intercommunung with THE KINGIS Rebels. (*Apud Are.*)

Nov. 19 and 28.—Respit maid to DONALD MAKCLAUCHRANE³ for art and parte of þe Slaughter of Robert Farguffoune of Brakanfide, and Alexander Farguffoune, &c. To endure for 19 years, with power to þe Scheriffis of Edinburghe and Drumfreife to releifche him fra þe horne, and deliver him þe wand of pece,⁴ &c. (*Apud Edinburghe.*)

Jan. 26, 1511-12.—Precept of Remission to GEORGE HALIBURTOUNE for art and part of the Slaughter of William Coluile of Echiltre, and Richard Ruthirfurd, &c. (*Apud Edinburghe.*)

¹ The Knights Templars had their principal establishment in the Island of Rhodes. Their possessions in Scotland were considerable, but their lands were feued out to vassals. Many considerable properties are still held of the superiors of these 'Temple lands,' as they are called. ² See the proceedings against him in Trials, I. * towards the close of the reign of King James IV. ³ Sic. See Jun. 3, 1512, of these extracts. ⁴ For explanation of this ceremony, see Nov. 18, 1511; Oct. 11, 1531, (*Notice*); and Jul. 23, 1566, (*Note*.)

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Jun. 2, 1512.—A Generale Remitt of þe KINGIS speciale grace maid to þe PROVEST, balzeis, confale, and comunité of ~~Abirdene~~ and Inhabitantis of pair landis and fredome, Remittand paim all actiones, transgressionis, crimes and offensis quhatfumeuir, committit or done be paim before þe date hereof, &c. in þe forme of þe Lettre grantit to þe BURGHE OF DUNDE.

Jun. 3.—A Respitt maid, of THE KINGIS speciale grace, to MAISTER ALEXANDER KENNEDY, for his treasonable ~~senzeing~~¹ of the Kingis subscripcioun-manuale, subseriuand ane Respitt to Donald Mcclauchrane,² for ~~Slauchter~~ and vper crimes, of þe quhilk he wes delatit. (*At Edinburghe.*)

Jun. 12.—A Lettre maid to þe Inhabitantis (of) the Illis of Bute and Cumray, and alse to þe Inhabitantis of þe toвне of Rosay, remittand paim all actionis, &c. committit and done be paim ony tyme bigane, before þe date hereof (Treasone in þe Kingis persone, Murthure, Fire, and Reuising of women exceptit.) *At Edinburghe.*

Sept. 25.—Gift to THOMAS DUNWEDE, þe sone and aire of vmq^{le} Thomas D. of þat Ilk, of þe Ward, all landis, &c. quhilk pertenis to þe said umq^{le} Thomas,³ &c.

II. ILLUSTRATIONS OF THE REIGN OF KING JAMES IV, SELECTED FROM THE ACCOUNTS OF THE LORD HIGH TREASURER OF SCOTLAND.

[THE value, in a historical point of view, as well as the extreme curiosity, of the Accounts of THE LORD HIGH TREASURER OF SCOTLAND, is known only to the comparatively few individuals who have found leisure, perseverance, and opportunity to consult their truly remarkable contents; for hitherto no connected view of them has been made public.

In attempting a brief selection from the interesting stores of information which is to be gleaned from these Volumes, the Editor has felt it extremely difficult to refrain from the insertion of much extraneous matter of intense interest. The frequent deviations from the strict plan and spirit of this Appendix, in which he has indulged, will show the reader the value of the materials contained in the Treasurer's Accounts. It is hoped, however, that ample selections may one day be printed at the Public expense, under the Record Commission; for no private individual can ever be expected to undertake the labour and cost of such a work, which, however valuable in itself, could never be expected to defray even a moderate share of the outlays which must necessarily be expended in the publication of such a work.

To save occupying additional space, the reader is referred, generally, to the preceding TRIALS, which are more or less illustrated by the following Extracts. For the sake of those whose pursuits have not led them to the examination of such matters, a few brief notes are added, which, it is hoped, will prove not

¹ Counterfeiting, forging.
Place of Dunwedy. See this Collection of Trials, I. * 40.

² See above, Nov. 19 and 28, 1511.

³ Who was slain at the

unacceptable. The selections have purposely been made as diversified and entertaining as the narrow bounds of this work permit.]

- 1488.—ITEM, quhen þe KING com furth of Sanct Johnstoun, for a barrell of aill at þe Blakfurde, xij s.
Item, for carying of clathin fra Scone, efter þe Coronatioun, xv s.
 Aug. 5.—*Item*, to Patrik Johnson, to The Mayaris of Lythquow, þat playit to þe KING, v li.
 Aug. 20.—*Item*, Quhen þe KING past to Lanerike to þe Ayre, gevin him self xx^{ti} Vnicornis,¹ xvij li.
Item, for a horsse bocht to þe KING at LANERIK,² x merkis.
Item, þe samyn tyme to Johne of Schaw³ to spend at his (the King's) command, xx li.
Item, in Lanerik to Dansaris and gyseris,⁴ xxxvj s.
Item, þe JUSTIS⁵ costis, þe tyme of þe Ayre of Lanerike, lvj li. iij s.
 Sep. 1.—*Item*, to pure wyfis of Ballincrete, þat had þare gudis tane away be JOHNE STEWART; at þe Kingis commande, thre Vnicornis, ij li. xiiij s.
 Sep. 3 and 6.—*Item*, Quhen THE KING raid to þe Ayre of Dundie, various costly dresses were made for him, too numerous and lengthened to admit of selection in this place.
 Sep. 7.—*Item*, in DUNDIE, to the King him self, xxviiij li.
 Oct. 3.—IMPRIMIS, for ix COYT ARMOURIS to þe Harroldis and Purcyfantis, price of ilk peyce, fylk, gold, ayfure, and þe makin of paim, v li.; *summa* of þe ix, xlv li.
Item, for thre elne and d. (one half) of baryande tarter⁶ to be STANDART to þe KING, quhen he raide to the Muir of Glescow, price of þe elne xvij s.; *summa*, iij li. iij s.
Item, for gold, ayfure, filuer, and colouris til it, and wyrkin⁷ of it, vj li. xvij s.
Item, for thre vnce of fylkis to frenzeis⁸ til it, price, xiv s.
Item, pairefter for v quartaris of tarter to þe KINGIS BANERE, price, xxij s.
Item, for golde, filuer, ayfure, and oder colouris til it, and wyrkin, viij li. xvij s.
Item, for thre BANNARIS TO þe TRUMPATIS,⁹ tarter, golde, filuer, and oder colouris, price of ilk peyffe,¹⁰ with þe makin, v li.; *summa* of þe thre, xv li.
Imprimis, got for liuerayis to viij Hensmen¹¹ of þe KINGIS, agane¹² the Coronatioun, for xx½ elne velwos,¹³ to be viij GOWNIS to þe said Hensmen, price of þe elne iij li. v s.; *summa*, iij^{xxvj} li. xij s. vj d.
Item, for xij elne of blak fatin, to be pame viij DOUBLETTIS, price of þe elne xxxviij s.; *summa*, xxij li. xvj s.
Item, for flocin and stentin¹⁴ to þe samyn doublettis, xxvj s. viij d.
Item, for v½ elne blak claitht to be viij pare of HOSE to paim, price of þe elne xv s.; *summa*, iij li. ij s. vj d.
Item, for viij elne of cotonyt quhit claitht, to lyne þe sam hose, x s. viij d.
Item, for makyne of pame in Sanct Johnestoun,¹⁵ þe sam tym, viij s.

¹ A gold coin first struck in the Reign of James III, which took its name from the figure of an unicorn supporting a shield with the Scottish arms. Cardonnel says it usually weighs 48 grains.

been famed for the excellent breed of its horses.

² That county has long

³ Of Sauchie, formerly his Keeper.

⁴ Morrice-dancers.

The last vestige of these customs is to be found in Edinburgh, whose *Guisards* go about with masks, or 'fause faces,' and shirts worn above their clothes, singing and asking money. The custom has almost expired, and is now entirely confined to young boys. Their Christmas carols are quite forgotten.

⁵ The Justice.

⁶ This is evidently

TARTAN, which it would appear was chequered with gold, silver, azure, and other colours.

⁷ Working.

⁸ Fringes.

⁹ Still customary with our state-trumpets.

¹⁰ Piece.

¹¹ Hensmen.

¹² Against, pre-

paratory to.

¹³ Velvet.

¹⁴ A sort of lining and buckram stuff, for stiffening the dress.

¹⁵ Perth.

APPENDIX.

Item, at *Michelmes*, agane þe Parliament haldin in October, *imprimis* for xiiij¹/₂ elne of fuf-teane to be DOUBLATTIS to ix *Hensmen*,¹ price of þe elne, iij s.; *summa*, ij ti. vj d.

Oct. 6.—*Item*, to *Ingliš Johne the Fwle*,² at þe KINGIS commande, thre royfe nobillis,³ v ti. viij s.

Nov. 1.—*Item*, quhen THE KING raid to the *Ayre of Lauder*, fundry drefses, &c.

Jan. 3, 1488-9.—*Item*, 'agane þe Parliament haldin eftir gule,' (nine Hensmen are again furnished with 'fide (*long*) gounis,' 'dowblattis,' and 'hoyfe.' And they afterwards get their 'Witfonda leuerrais,' confisting of 'zallow dammyfk doublatis,' 'Ingliš grene gownis,' and 'cayrfay hoyfe.' It is unnecessary to enumerate the lengthened entries, which are made at full length in the Accounts.

Feb. 11.—*Item*, to *Gentil Johne* þe INGLISE FULE, at þe Kingis commande, v royfe nobillis, ix ti.

May 31.—*Item*, in Edinbur^t to gif *Doly Johne the Fule of Englande*, pat brocht ij spanzeallis to þe KING, x markis.

Item, to him, vj ti. xiiij s. iiij d.

Jun.—*Item*, to CUNNYNGHAME the *singar*, at þe Kingis commande, a demy, xiiij s.

Jul. 1.—*Item*, to WILZEAM SANGSTAR of Lithgow, for a *sang bwke*⁴ he brocht to þe KING, be a Precept, x ti.

Jul. 10.—*Item*, to *Ingliš Pyparis* pat come to þe Castell zet and playt to þe KING, xij demyffe, viij ti. viiiij s.

Aug. 4.—*Item*, for the expensis maide, at THE KINGIS commande, vpone *Deyf Luthkin*⁵ and his folkis, quhen thai come first to *Stirling*, thair costis in *Stirling*, and thereafter in *Lythgow* and *Edinburgh*, at dyuerse tymes, and for horffe to thayme to ryd betwene, xij ti.

Item, for the costis maid in Edinburghe vpon xxxvj of his folkis that wes takin in *Leyth*, ay quhill thai wer justifeit,⁶ xxxvj ti.

Item, to the famin *Densse menne*,⁷ at thair way-passing be THE KINGIS commande, ij t. viij s.

Aug. 31.—*Item*, to PATRIK JOHNSON and his fallowis pat playit a play⁸ to þe KING in *Lythqw*,⁹ iij ti. xij s.

Sep. 3.—*Item*, to *Gentil Johne*, þe INGLISE FULE, pat brocht japis¹⁰ to þe KING, at his commande, x ti.

Jan. 1, 1489-90.—*Item*, to þe KING, in his bed,¹¹ in þe mornyng (*Peto Dear*) x angellis, xij ti.

Jan. 6.—*Item*, on UPHALY DA¹² to þe KINGIS offrande,¹³ xviiij s.

Item, to þe *King of Bene*,¹⁴ þe same da, xviiij s.

Feb. 22.—*Item*, for Spardour¹⁵ to passe to *Bedwort*, to gar provyde for THE JUSTIS¹⁶ costis, again¹⁷ the *Ayre*, x s.

Item, to Ker Messinger to passe to *Manerik*, for to gar provyd for THE JUSTIS to the *Ayre*, v s.

¹ They were also furnished with 'Galbertis' and 'hose.' ² English John, the fool, or jester. He seems to have been a favourite. ³ Rose Nobles, English gold coins, of the value of 36s. each, of the money then current in Scotland.

⁴ Of what value would not this 'SANG BWKE' be now considered! ⁵ 1489, Jun. 26, AN EMBASSY was sent by JAMES IV to DENMARK, for a renewal of the ancient alliance; and also claiming damages for injuries committed by 'LUTHKIN MERE (Danish Pirate) and his complices, within our souerane lordis Watter.'—*Acta Parl.* ⁶ Executed. ⁷ An Embassy had been returned by the KING OF DENMARK, accompanied by a number of the Pirates, who were delivered up to be executed. It does not appear what terms were made.

⁸ There are many instances in the same Record of plays having been performed before THE KING and Court, at this very early period. ⁹ At this time THE SPANISH AMBASSADOR was resident at Court; and it is probable that there was another Embassy from ENGLAND.

¹⁰ Monkeys, apes. It is proper, however, to remark, that the word likewise signifies *trinkets* or *toys*; and also *jests* or *drolleries*. THE KING had a considerable collection of wild beasts presented to him at different times, and probably kept a regular MENAGERIE for his amusement: A former gift with which *Gentil John* had been entrusted was two *spaniels*.

¹¹ There was regularly an offering of this sort each NEW YEAR'S morning, and commonly a 'caudill.' ¹² EPIPHANY, the Manifestation of our Saviour to the Gentiles; TWELFTH-DAY.

¹³ Offering. ¹⁴ This personage was THE KING elected on Twelfth-night, being the individual in whose portion of the cake a *Bean* was found. The same practice still prevails in England, but a ring is now used in place of the bean. See *Brand's Popular Superstitions*, (*Ellis's Edit.*) *Dr Jamieson's Dict. v. Bane*, &c.

¹⁵ One of the King's Messengers-at-Arms.

¹⁶ Justiciar's expenses.

¹⁷ Against; preparatory to.

- Feb. 27.—*Item*, to THE KING, in Edinburcht, or¹ THE LORDIS raide to the Ayre of **Ma-**
nerfk, xvij ti.
- Jul. 17, 1490.—*Item*, on Sondag, in Edinburcht, in þe THE^s (Thesauraris) INNIS quhen þe
KING saw þe **Processioun**, til² him iiij Vnicornis, iiij ti. xij s.
- Item*, on Monunda, þe morne efter, fend til him with þe PROVEST OF MEFFANE³ xvj Vni-
cornis, xiiij ti. viij s.
- Jul. 23.—*Item*, on Fryda, in Dundee, to þe KING, to gif the **Fransche menne** that playst,
xx^{ti} Unicornis, xvij ti.
- Nov. 22.—*Item*, to Ormond to passe in THE NORTHLAND to proclame the **Ayris**, iij ti.
- Item*, to **Daue Strathawching**, JUSTICE CLERK, to passe to reffave the dittay thare, iiij ti.
- Jan. 1, 1490-1.—*Item*, to **Blind Harry**⁴ (on 'New Yere da'), xvij s.
- Jan. 2.—*Item*, for ij elne grene cayrfay,⁵ and iij elne cotton quhyt to **Sande Fwle**, till a coyt,⁶
and þe makine of it, xix s.
- Apr. 5, 1491.—*Item*, to WALLASSE⁷ pat tellis þe geistis⁸ to þe KING, xvij s.
- Apr. 14.—*Item*, to **Domínico**,⁹ to gif þe KING leve to lat him blud, xvij s.
- Apr. 15.—*Item*, til a man pat come to Lythgow to lat þe King blud and did it nocht, xvij s.
- Jul. 16.—*Item*, to þe **Spanzeartis** pat DANSYT before þe KING on þe cawfay of Edinburghe
before þe THE^s. lwgeing, xxx Unicornis, xxvij ti.
- Aug. 30.—*Item*, to the **Hangmane of Edinburghe**, to cum to LYTHGOW to hang a **Theif of**
Levin, quhilk he had¹⁰ efter to Edinburcht, v s.
- Oct. 24.—*Item*, til a fallow brocht þe KING **ij wolvis**, in Lythgow, v s.
- Item*, on **Sanct Johnnis day**, to **Gysaris** pat danfit to þe KING,¹¹ ----
- Jul. 24, 1494.—*Item*, to passe to summond **Sir Johne of þe Illis**¹² of TRESSONE in **Kin-**
tyre; and for þe expensis of þe witnes, vj ti. xij s. iiij d.
- Item*, to speid þe ERSE LADE,¹³ to by him clathis, xvij s.
- Nov. 8.—*Item*, to pass fra **Aberdene** with þe extractis of the **Ayris** to MAKINTOSCHE, and
ROOSE of **Ballochgowne**, and to M^cKYE, xx s.
- Item*, to pass to **Bute** to bring þe witnes of þe execution of **Sir John of Illis** summondis, xl s.
- Dec. 12, 1496.—*Item*, to WATSCHOD þe TALE TELLARE and WIDDERSPUNE þe TALE
TELLARE, togidder, xvij s.
- Mar. 31, 1497.—*Item*, gevin to þe **Abbot of Unressoun**, for his reward, at þe KINGIS com-
mand, v ti. viij s.
- Apr. 10.—*Item*, to Johne Hert, for bering a pare of Monicordis¹⁴ of þe KINGIS fra Abirdene
to Striuelin, ix s.
- Apr. 19.—*Item*, to the tua fithelaris pat sang **Craxstefl**¹⁵ to 3E KING, ix s.
- Jun. 8.—*Item*, to þe MAISTER OF HOMES man, pat brocht tithingis of the **Batel of Dunse**, v s.
- Item*, pat famin day to Stevin Nesbit, **Lang Patrik Home's** man, for siclike tithingis bringing
to þe KING, xlij s.
- Jul. 6.—A number of Payments at and previous to this date were made to the **Duke of Zork** and
the **Duchess of Zork** (PERKIN WARBECK.)¹⁶ Various payments also regarding MONSSE, (**Mons Meg**).¹⁷

¹ Before, previous to, *ere*. ² Given to. ³ Methven. ⁴ BLIND HARRY, the Minstrel, had a regular pension out of the King's Privy purse. This notice of a handsel is inserted to show the King was not unmindful of the Minstrel.

⁵ Kersey. ⁶ These coats were party-coloured, green and white, or black and white, &c. ⁷ The same day another payment of xvij s. is made to BLIND HARRY. ⁸ Jests, tales, *L. Gesta*. ⁹ He was one of the Minstrels.

¹⁰ Carried. ¹¹ About this time there are payments for 'playing swerdis,' 'gluves,' 'justing speris,' &c. ¹² SIR JOHN CANOCHSONE of Isla and Kintyre, Lord of Glens in Ireland, who, with three of his younger sons, were executed in Edinburgh, 1500. From him descended the Earls of Antrim, &c. Reference may be made to *Mr Gregory's* work on the Isles, in explanation of this and of all other matters connected with THE ISLES. ¹³ Highland lad.

¹⁴ A one stringed instrument. ¹⁵ An ancient Popular Romance. The King gave great encouragement to Tale-Tellers and Minstrels, who perpetually appear in every part of the Accounts. ¹⁶ See *Mr Tytler's History of Scotland* for the most authentic account of King James IV.'s proceedings in relation to that impostor. ¹⁷ See *Transactions of the Society of Scottish Antiquaries*.

APPENDIX.

Aug. 7.—*Item*, giffen to þe KING to play at þe Cartis with þe SPANZARTIS, at Þoreme,¹ xx Vnicornis, xvij ti.

Aug. 15.—*Item*, to Robin Kere, to furnisse þe gunnis pat 3eid² with þe KING to þe Rað at Aytoune, x Vnicornis, and xij ti. xij s. xxj ti. xij s.

Aug. 21.—*Item*, pat samyn nyct, to Dandé Doule,³ be THE KINGIS command, to walk⁴ one þe Sandis, for to wait one þe Englise schippes, xvij s.

Aug. 24.—*Item*, to Johnstoune, þe Chamerlanis man, pat brocht tithingis of the skaling⁵ of the Inglismen, iij s.

Sept. 1.—*Item*, to a woman with þe GRANTGORE⁶ pair (at St John's Kirk of Dalrye, when THE KING⁷ was on a þpilgrimage to 'Cubithirne'), iij s. vj d.

Sept. 18.—*Item*, to þe werkmen (of Dunbar) to bring hame Mouse and þe opir Artailzeri, to gide þaim fra Dalketh, xxij s.

Sept. 23.—*Item*, (in Striailin) giffin be þe KINGIS (command) to the Duc of Somerside, x Vnicornis, ix ti.

Dec. 10.—*Item*, to David Prat þe Papantour,⁸ in compleit payment of þe ALTAR PAYNTING,⁹ as resting awand to him, ij ti. ix s.

Mar. 10, 1501.—*Item*, to Duncane Riche, to pass to þe MAISTER OF ANGUSS with þe Þortouse¹⁰ of Eskdale, vj s.

Apr. 10.—*Item*, giffin to þe blind wif pat hed her eyne schorne,¹¹ xij s.

May 23.—*Item*, to Maister William Dunbar,¹² in his PENSIOUN of Martymes bipast, be command of ane Precept,¹³ v ti.

Dec. 28.—*Item*, be þe Kingis command, to Johne Anderson, that wantis feit and handis, xiiij s.

Item, þe samyn nyct to þe KING, to play at þe bylis with Johne Anderfone, pat wantis feit and handis,¹⁴ xiiij s.

Feb. 5, 1502-3.—*Item*, to ane man to pas to þe ERLE OF ATHOLE with þe KINGIS writings, to stop the halding of his Air befor þe Kingis Justice Air, vj s.

Jun. 26, 1503.—*Item*, to Robin Hude of PERTH, be THE KINGIS command, iij Fr. cr., lvj s.

Aug. 6.—*Item*, to Johne Auchlek, for gilding of þe QUENIS bukkilles, and boses of þe QUENIS bridill and harnesing pat wes brynt in Dalketh, iij ti. ij s.

Item, to Johne Auchlek, goldsmyth, to gilt ane pair of spuris for þe KING, xv s. 6 d.

Item, for to gilt þe Kingis cepture (Sceptre), ij Hary Nobles, iij ti. ij s.

Aug. 7.—*Item*, by the Kingis commande, to Sir Johne Hume, to hanket INGLISMEN, v ti.

Aug. 8.—*Item*, þe viij day of August þe KING was spousit,¹⁵ and giffin to him, quhilk he laid one þe buke, vj demyis and v s. quhit filuer, iij ti. v s.

¹ At this time THE KING was at THE SIEGE OF NORHAM. A number of payments occur for carriage of guns, 'gunstanis,' 'ledin pellokis,' 'irne pellokis' (cannon-balls), &c. ² Went. ³ A great favourite of the King's, who seems to have encouraged JAMES IV in HORSE-RACING, betting, &c. ⁴ Watch; waulk. ⁵ Dispersion.

⁶ Lues Venerea. On Oct. 2, following, there is another payment 'to thaim that hed the grantgore in Linlithquho, and many others occur of the same description. ⁷ JAMES IV. returned by 'Kyle,' 'Kilmarno,' and 'Glasgo,' to 'Striuelin.' ⁸ There are numerous payments to him, both before and after this date. ⁹ In the CHAPEL ROYAL at Stirling. ¹⁰ Porteous-Roll. ¹¹ This was likely one of JAMES's attempts in leech-craft, to couch the eyes for cataract. The phraseology is most ominous of 'evil success.' ¹² The Poet. The frequent payments to

POETS, MINSTRELS, &c. &c. in almost every page of these Accounts, abundantly refutes the calumnious charge brought against King James IV, for having neglected DUNBAR and others. His expenditure, on the contrary, was extremely lavish; and considering the state of his finances, may safely be termed prodigal. A slight inspection of these interesting accounts will more than satisfy the most prejudiced reader, that such reports have arisen solely from idle surmises.

¹³ On Dec. 20, another quarter's pension is entered, 'quhilk was peyit to him efter he com furth of INGLAND.'

¹⁴ This is one, out of hundreds of similar instances of the King's urbanity. JOHNE, however, seems to have been more than match for his Majesty. ¹⁵ This unquestionably fixes the day of the Marriage; which, with the total disregard to Chronological detail which disfigures the pages of our earlier Historians, has been hitherto doubtful. The

Editor has, perhaps, drawn too largely on the entries under this date, but their extreme curiosity will amply plead his apology.

<i>Item</i> , to put in his caudrell and pe QUENIS caudrell, ¹ ij Fr. cr.	xxviiiij s.
<i>Item</i> , pat samyne day to pe <i>Heraldis</i> , be THE KINGIS commande, xl Fr. cr.	xxviiij ti.
Aug. 9.— <i>Item</i> , pe ix day of August, efter the <i>Marriage</i> , ² for xv elne claith of gold to the Comites of Surry, OF ENGLAND, quhen scho and her dochter LADY GRAY clippit THE KINGIS berde, ilk elne xxij ti.	iiij ^c xxx ti.
<i>Item</i> , for xv elne of damas gold, be THE KINGIS commande, to pe said Lady Gray OF ENGLAND, ilk elne xij ti.	J ^c lxxx ti.
<i>Item</i> , for v elne Inglis claith to WALTER CHEPMAN, ³ ilk elne xxxiiij s.	viiij ti. x s.
Aug. 10.— <i>Item</i> , to MAIST ^r . JAMES HENRISOUNIS ⁴ man, of bridil filuer ⁵ of ANE HORS giffin for THE QUENE, for hir hors were brynt in <i>Dalketh</i> ,	xiiij s.
<i>Item</i> , to the BISCHOP OF GLASGOIS man of bridal filuer, siclyke,	xiiij s.
<i>Item</i> , to LORD AVENDALES man of bridal filver, siclike,	xiiij s.
<i>Item</i> , to ERLE OF ERGILES man of bridil filver of ane hors giffin to pe KING,	xiiij s.
<i>Item</i> , to the man pat brocht THE HORS fra the King of England, v Fr. cr.	iiij t. x s.
<i>Item</i> , to pe carturis of Leith brocht pe Quenis gere ⁶ to Edinburghe fra Dalketh, xxij cartis, ilk cart vj s.	vj ti. xij s.
<i>Item</i> , be pe KINGIS command, giffin to James Hog for dighting of pe suordis, pat lest ⁷ at pe Turnaying of FASTINGIS EVIN, and for dighting of harnes,	xxiiij s.
<i>Item</i> , for xxiiij elne hollande claith giffin to pe ARCHBISCHOP OF YORK, ⁸ be pe Kingis command, ilk elne x s.	xij ti.
Aug. 13.— <i>Item</i> , to viij Inglis Menstralis, be pe KINGIS command, xl Fr. cr.	xxviiij t.
<i>Item</i> , to pe Trumpetis of England, xl Fr. cr.	xxviiij t.
<i>Item</i> , to pe Englise Spelair that playit the superfalt, ⁹ v Fr. cr.	iiij t. xs.
<i>Item</i> , to pe QUENIS foure Menstrales pat remanit with her, x Fr. cr.	vij t.
<i>Item</i> , to pe INGLISE Menstrale pat passit away, and THE KING send for him agane,	vij t.
<i>Item</i> , to pe THRE Menstrales of Berwik, ix Fr. cr.	vj t. vj s.
<i>Item</i> , to pe Bere Iedaír ¹⁰ of England, viij Fr. cr.	v t. xii s.
<i>Item</i> , to pe ERLE OF OXFURDIS tua Menstralys,	v t. xij s.
<i>Item</i> , to the Thre Gysaris that PLAYIT pe PLAY, xxx Fr. cr.	xxi t.
<i>Item</i> , to the Fyve Lowd Menstrales, xl Fr. cr.	xxviiij t.
<i>Item</i> , to the Portair of England, to by him ane hors, viij Fr. cr.	v t. xij s.
<i>Item</i> , to pe Cofferare of England, lxxx Scottis Ridaris,	lxxxxij t.
<i>Item</i> , for ane cowp of filuer ouergilt to him, ¹¹	x t.
Aug. 21.— <i>Item</i> , payit to John Mayne, bowar, for lx justing ¹² speris at pe Marriage, ilk pece iiij s.	ix t.

¹ Invariably practised at Marriages and Christenings, 'at heving the barne.' The Accounts abound with such offerings in every expedition of James IV.

² The enquiring reader is referred for an extremely interesting and minute contemporaneous account of THE MARRIAGE OF JAMES IV, and of the Journey of his QUEEN, MARGARET, daughter of HENRY VII of England, to Scotland, by JOHN YOUNG, *Somerset Herald*, who was an eyewitness of the whole proceedings. *Leland's Collectanea*, IV, 258.—See also *Fabian's Chronicles*, II, 232. *Hall's Chron.* *Lesley*, *Buchanan*, and *Drummond*. The forthcoming volume of *Mr Tytler's History* (V.), will doubtlessly give the whole details, in his usual masterly style.

³ This is selected for the purpose of remarking, that THE KING was by no means negligent in the encouragement of the arts. CHEPMAN was an extensive merchant and burghess of Edinburgh, as well as THE EARLIEST SCOTTISH PRINTER. It is highly probable, from the frequent occurrence of his name, that he held some respectable Office in the Royal Household. The list from which this dress is selected, is titled '*Pro Servitoribus*.'

⁴ Afterwards Sir James Henderson of Fordell, King's Advocate, &c. ⁵ Bridle money.

⁶ In this sense, the gear means her baggage, &c. ⁷ Lasted; remained. ⁸ THOMAS SAVAGE, Canon of York and Dean of the Chapel Royal, was consecrated Bishop of Rochester in 1492. In 1496 he was translated to the See of London, and in 1501 to York. He was accompanied by THE BISHOP OF DURHAM, William Sever, Abbot of St Mary's, York, who had been consecrated Bishop of Carlisle in 1496, and was, in 1502, translated to the See of Durham.

⁹ A great many payments are made to this rope-dancer and his man, who were pensioned by the King.

¹⁰ Bear-leader. ¹¹ These large extracts, it is hoped, may suffice to excite the reader's curiosity to investigate this invaluable Record.

¹² Tilting, jousting.

APPENDIX.

- Item*, sex score speris for Turnapíng pe said tyme, ilk pece iij š. xvij t.
- Item*, for ane blak burdounne spere, v š.
- Item*, to Robert, Cultelar, for xxiiij suordis, xij lang and xij schort fuordis, pe said tyme, for Turnapíng, ilk pece x š. xij t.
- Item*, for xxx spere hedis, pe said tyme, xxx š.
- Item*, for seven score virales and diamandis for speris, ilk pece vj đ. iij t. x š.
- Aug. 28.—*Item*, payit to Johne of Burgownis wif, for iij elne plesance, and tua elne double kirsp, quhilk wes tane to pe grathing of pe MADIN, pe day pe QUENE come in Edinburghe,¹ xiiij š.
- Sep. 1.—*Item*, payit to James (Dog) to cartaris and pynouris, for carying of beddis-clathes and hingingis fra pe CASTELL to pe ABBAY, and othir places, xxvj š.
- Item*, to pe said James he laid doune for stray to beddis, and for strowing of pe ABBAY CLOSE with girse,² pe tyme of pe MARIAGE, xxxv š.
- Item*, to pe said James he gaif, at diuerse tymes, for xlij turse³ of bent, ilk turse iij š. vj ti. vj š.
- Sep. 3.—*Item*, for vij laid⁴ of bent, xxj š.
- Sep. 4.—*Item*, ane pair of tympanes⁵ to pe KING, xxiiij š.
- Sep. 11.—*Item*, pat samyn day be pe KINGIS command to pe ITALIENE LASE pat danfit, xxx Fr. cr. xxi ti.
- Item*, for v elne blew damas, to be ane goune to hir, be pe KINGIS command, ilk elne xxiiij š. vj ti.
- Sep. 12.—*Item*, pe xij day of September, for iij $\frac{1}{2}$ elne rede taffetj to be rote armouris to the Heraldis, the tyme of the Marriage, ilk elne xvj š. lvj š.
- Item*, for I buke of gold, bocht in Dundee be James Rollok, to pe said COTE ARMOURIS, v ti. v š.
- Item*, for making of pe said COTE ARMOURIS, viij ti.
- Sept. 19.—*Item*, be pe KINGIS command, to pe Inglishe Payntour⁶ quhilk brocht pe figuris of pe King, Queen, and Prince of England, and of our Quene,⁷ xx fr. cr. (French Crowns) xiiij ti.
- Item*, to ane man to pas to Streuelin for batale ares and suordis, and to cum agane pat nycht, ix š.
- Oct. 24.—*Item*, to the Heraldis for pair composicionne of pe eschet of pe Barres quhen CRISTOFERE TAILZOUR faught, vj t. xiiij š. iij đ.
- Oct. 31.—*Item*, in Couper of Fiff, THE LORDIS⁸ being at the Justice Air pair, to ane mane to pas to Lynlithq^w to pe KING with pe Lordis myndis anent the Earle of Rothes, vij š.
- Item*, do. 'anent the Lord Lindsay,' vj š.
- Nov. 22.—*Item*, to Robert, Cultellare, for xvj suordis for turnapíng, ilk pece x š. viii t.
- Item*, to Muncur, armorar, for ane paire of cuschingis, brafes, and mending of pe KINGIS harnes, at pe Turnapíng, v Fr. cr. iij t. x š.
- Item*, to Johne Mayne, boware,⁹ for xxvij speris, liiij š.
- Item*, for thre red speris,¹⁰ ix š.
- Jan. 9, 1503-4.—*Item*, pat samyne day, be pe KINGIS command to Schir Johne Musegrave, INGLISEMAN, xx Fr. cr. xiiij ti.
- Jan. 11.—*Item*, for iij elne tanne damefe to Sir Johne Musgrave, to ane doublet, ilk elne xxvj š. iij ti. xvij š.
- Jan. 13.—*Item*, for xiiij day of Januar to Maister Thomas Dikfoun, for pe expens maid on pe

¹ See YOUNG's Account, in *Leland's Coll.*, before referred to.² Dried meadow hay, or gorse. In nume-rous other instances it is entered as 'rasches to the chalmeris,' viz. *rushes*.³ Trusses, bundles.⁴ Loads.⁵ Timbrels; perhaps a pair of Kettle-drums. King James IV was an expert musician, and there are frequent entries of various kinds of instruments having been purchased for his own use.⁶ In *Walpole's Catalogue of Painters*, an artist of the name of JOHN MAYNARD is stated to have assisted *Toregiano*, as a Painter, in the planning of the Monument to be erected for Henry VII. Perhaps the Seal-Engraver of Henry VIII, JOHN DE MAYNE, was the same individual. The only Painter who is said by *Walpole* to have been employed by Henry VII, was *John Mabuse*, or *Mabuesius*; but it is by no means likely that he could be the person. MAYNARD, therefore, it is thought, was the Painter who accompanied the Marriage train, in charge of the Portraits presented by THE KING OF ENGLAND to his son-in-law. So far as the Editor knows, there are now no traces of his works in Scotland.⁷ It is probable that this PAINTER remained in Scotland in full employment for two months, for under date Nov. 10, 1503, occurs this entry of a *propyne* to 'MYNOUR YE INGLISE PAYNTOUR, quhen he passit away, 1 Fr. cr., xxx li.'⁸ Privy Council.⁹ Bow-maker.¹⁰ The above are given as specimens of the entries of this sort, which are very numerous.

APPENDIX.

TURSSING of the **Beschop of Sanctandrois**¹ to SANCTANDROIS, to be beryit; in wax, in fraucht,² and all opir expenfe, xxvj ti. xj s.

Jan. 18.—*Item*, to Schir Thomas Galbreth, in part of payment of pe making of pe ARMES ABOUE pe 3ET,³ x Fr. cr. vij it.

Item, to Johne Keyre meffinger, John Tarres 3eman, Gawin Bailze and Gareoch Purfewant, passand in diuerse partis with Letteris for pe BESCHOP OF SANCTANDROIS **Tyrment**,⁴ v ti. ij s. iij d.

Jan. 25.—*Item*, pat famyne day, in Edinburghe, payit to William Foular for TORCHES and PREKATIS,⁵ and ane coffer to turfe pe PREKATIS in to Sanctandrois, for the **Archbeshopes Tyrment**, lxix ti. vij s. vi d.

Item, for iij*c*ij dofane ARMES⁶ for pe said TYRMENT, xxviij ti. ij s.

Jan. 29.—*Item*, pe xxix day of Januar, in Sanctandrois, to **The Prestis** for MY LORD OF SANCTANDROIS TYRMENT, lxxxij ti. xvij s.

Item, to S^r Andro Makbrek to PUR FOLKIS pair, pat day, xx ti.

Item, to pe said S^r Andro, to pe GRAY FRIERS pair, xl s.

Item, pat famyne day to the **Gray Freris of Sanctandrois**, be THE KINGIS command, for pe ARCHDENE OF SANCTANDROIS, iij ti.

Jan. 30.—*Item*, to Duncane Stewartis broder, quhilk come to Faukland and warnit THE KING of certane men at the horne suld be in SANCT JOHNNESTOUN (Perth), xxviij s.

Item, to viij men, to pair expenfe, to ride to Sanct Johnnestoun to tak pe said personis; and paireftir wes stoppit be THE KING,⁷ x s.

Feb. 3.—*Item*, pat famyne day, be pe Kingis command, to JOHNE BARBOURE⁸ with pe Beshop of Sanctandrois, x Fr. cr. vij ti.

Feb. 9.—*Item*, to a cremare⁹ for ane Pfallter, thre compases, ane hammer, ane turcase to tak out teith,¹⁰ and tua pair bedis to pe KING,¹¹ vij s. viij d.

Item, to S^r Andro Makbrek to pay for the **Queene of Englandis DIRIGE** and SAULE-MESS, vj ti.

Feb. 11.—*Item*, to pe man suld mak aurum potabile, be the KINGIS commands,¹² xxviij s.

Mar. 11.—*Item*, pat famyne day, giffin for tua Hary Nobles to Gilt the Kingis ceptur (sceptre) again the Parliament, ilk pece xxxij s. iij ti. iij s.

Mar. 17.—*Item*, to Daud Tempilman, Messingeire, to pas to Neubotill, Melrose, Driburgh, Jedworth, and Kelfo, to ger do the **Queene of Englandis DIRIGEE**, vj s. viij d.

Apr. 14.—*Item*, to ane callit Stratoun to pas in the **Mis**, with THE KINGIS writingis to MAKANE, xliij s.

Apr. 17, 1504.—*Item*, to Daud Tempilman to pas to warne the persounis pat wer fourteis for the **Meriotis**, to enter paim to ane assignit day, and to summond ane ASSISE to pe said day, xv s. vj d.

Apr. 18.—*Item*, in Dumbertane to MARTIN THE FRANCHMAN for x twne of wyne to pe Schippes vittaling in¹³ the **Mis**,¹⁴ ilk twne, lxx ti.

Item, to pe said MARTIN, for pe fraucht of his Schip, and marinaris hyris, payit to him at diuerse tymes for hir passage in the **Mis**, lxxij ti.

¹ JAMES, DUKE OF ROSS, the King's younger brother, second lawful son of King James III. For a character of this Prelate, see *Crawford's Lives of the Chancellors*, p. 58. *Spotswood's Church Hist.* p. 61. *Wood's Peerage*, &c.

² Freight; carriage.

³ Armorial bearings, FUNERAL ESCUTCHEON and achievements.

⁴ Interment.

⁵ Torches, and wax tapers. O. E. *Pryket*.

⁶ It was customary to have small banners and armorial bearings carried in procession, and fixed in the Church and around the funeral hearse and trophies. No less than 436 of these were used on this solemn occasion.

⁷ Doubtless out of a regard to public decency, on account of his brother's Funeral obsequies.

⁸ Probably a domestic.

⁹ A small-ware merchant.

¹⁰ Among other accomplishments,

the King had considerable skill in surgery; and the Treasurer's Books amply testify that he often exercised his talents as a dentist. From the entries, it is obvious that he had also amused himself with carpenter work, &c. His ceaseless activity, and the dispatch he used in moving from place to place, but for such documents, would never have been credited.

¹¹ This entry has, like many others, been selected to show the variety of these Accounts. Numerous similar entries occur.

¹² At this period JAMES IV was duped by an ALCHEMIST, who fleeced him for some years, in his search for the PHILOSOPHER'S STONE, and the 'QUINTA ESSENCIA.' It is unnecessary to particularize farther in this place.

¹³ Destined for.

¹⁴ A great many entries follow, for the expenses of victualling the ships, gunpowder, 'artailzerie,' 'gun-stanis,' &c. 'for Assegeing of Carnyburghe,' &c. THE KING often went on board to inspect the preparations. Lord Setoun got L.200 for THE EGILL, one of the King's ships.

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Apr. 27.—*Item*, to the **Abbot of Unreasone** of þe PYNOURIS OF LEITH, be the Kingis command, v š.

Apr. 30.—*Item*, for iiij rubbovis to put powder in to pas in þe ILIS, for ASSEGEING OF CARNEBURGH, viij š.

May 2.—*Item*, to Dandé Doule, quhilk he wan fra þe KING on hors-rynnung,¹ xxviij š.

Item, to þe KING himself in ane new purse, xxx Fr. cr. and xl š. quhit siluer, xxiiij ti.

May 4.—*Item*, to Watte Trumbull to fend for GRAY GRETNO to rynne, ix š.

May 9.—*Item*, to þe BARBOUR helit Paules hed, quhen he wes hurt with the **Abbot of Unreasone**, xiiij š.

May 18.—*Item*, in Dumbartane to S^r ANDRO WODE, that he laid doune for vj twne of wyne maire² to þe vittales of þe SCHIPPIS in the **Ilis**,³ xliij ti.

May 19.—*Item*, to þe Maister Cuke that he had laid doune⁴ for brede-baking, chekinnis, caponis, and velis baking, quhilk wer fend to the **Cle of Aranis schip**, and for carying of paim, iij ti. xj š. vj d.

Jun. 10.—*Item*, pat day payit to James Dog that he laid doune for girse⁵ one **Corpus Christi Day**, at the **Play**,⁶ to þe KINGIS and QUENIS chamers,⁷ iij š. iij d.

Jun. 17.—*Item*, payit to William Cunnyngname, burges of Drumfreise, quhilk he laid doune, be the KINGIS command, for vj twne of WYNE giffin be þe King to **Lord Dacre**, ilk twne vij ti., xliij ti.

Jun. 21.—*Item*, payit to LORD GRAY,⁸ to his expense cumand to Ed^r to hald ane Court of Justiciary one þe HERIOTIS, for **Slaughter of the Lord of Fentoune**, vj ti.

Jun. 22.—*Item*, in Hammiltoune, to S^r ANDRO WOD to the **Marineris** pat was in the **Ilis**, pair xv dayis wage, pat þa wantit, xxxviij ti. xiiij š.

Item, pat samyn tyme to þe BESCHOP OF ERGILE that he laid doune for WYNE, quhilk wes spendit oure⁹ þe wyne bocht of before, v ti.

Jun. 24.—*Item*, to Johne Keir, messinger, to pas to SANQUHAIR, with the Precept for þe Proclamacioun of the **Justice Aire at Drumfreise**, vij š.

Item, to Bute Purfewant to pas to þe KING OF ENGLAND with writingis, for keping of þe BORDOURIS agane the **Raid of Eskdale**, xxviij ti.

Jul. 1.—*Item*, to James Mylfone and Alexander Harper, (two of the King's Minstrels) to fee paim hors to pas to þe **Raid of Eskdale**, xiiij š.

Aug. 2.—*Item*, for tua hidis to be jakkis to Thomas Boswell and Watte Trumbull (Minstrels), agane the **Raid of Eskdale**, lvj š.

Item, to LANG JOK of the **hechin**, pat wes hurt in the **Ilis**, be the KINGIS command, xiiij š.

Item, to James Hog ('TALE-TELLAR') to fee tua hors in **Eskdale** with the KINGIS harness, in part payment, xxviij š.

Item, for FOURE CORSE-BOWIS and ane hundreth GANZEIS,¹⁰ agane the **Raid of Eskdale**, xij ti.

Item, to Robert Herwort¹¹ for stringing of paim, xiiij š.

Aug. 8.—*Item*, payit for v pair spuris to þe KING, tua paire fterap irnis, xij riding girthis, xij housing girthis, iij hors collaris, x hors houses, and for hors schoing, S^r Adam Hepburne grantand the samyne, v ti. x d.

Aug. 8.—*Item*, to ane man of SIR ALEXANDER JARDINIS, that come to þe KING with thingis of þe taking of **Gib Lindesay** and his complices, xiiij š.

¹ This is perhaps the earliest notice of HORSE-RACING in Britain, and *betting* on the event of the race, as an amusement. On Apr. 15, preceding, there is this payment,—'ITEM, to Thomas Bosuell, he laid doune in LEITH to the wife of the KINGIS INNIS, and to the BOY *rane the Kingis hors*, xvij s.' ² More; farther; in addition to the former supply. ³ 'And sa payit xvj twne of wyne,' is marked below this article. See Apr. 18. ⁴ Expended.

⁵ Meadow hay, &c. ⁶ Probably a MYSTERY or MORALITY applicable to the day. ⁷ The same day the KING gets 30 arrows, 18 bowstrings, and an arrow-case; on Jun. 21, 'ane arrow bag of ane brok (*badger*) skin, xiiij s.;' and on Aug. 2, 'tua dosane arrowes and bowstringis, xxiiij s.' ⁸ The Justice-General. ⁹ Over and above.

¹⁰ Bolts or *quarrell*-bolts; arrows for the crossbow, termed *quarrells* from O. Fr. *quadrelle*, which took the name from the quadrangular form of the point. ¹¹ The King's gunner.

APPENDIX.

- Item*, to Johne Forman he laid doune for mending of þe KINGIS lectdecamp,¹ iiij s.
- Item*, to ane man quhilk tuke tua **Thessis** in MENTETH, and brocht to Edinburghe; quhilk wer justifiyt, viij Fr. cr., v ti. xij s.
- Aug. 9.—*Item*, for mailzeis² to þe KINGIS leg splentis,³ xx s.
- Item*, for ane pair leg splentis to þe KING, xlij s.
- Item*, for tua gret bukларis bocht to þe KING agane þe **Raid of Eskdale**, xxviij s.
- Item*, to Martin Bailze of þe hors schoing, be the Kingis command, v ti.
- Item*, to þe Armoraris pat brocht þe KINGIS leg splentis, of drink-filuer, ij s.
- Item*, to Sir Johne Home, x ti.
- Item*, to ANDRO STEWART, þe **Duke of Albany's sone**, vi Fr. cr. iiij ti. iiij s.
- Aug. 13.—*Item*, in Drumfrefe, to **Menstrales** to fe paim horsis to **Eskdale**, and syne agane to Drumfrefe, xlij s.
- Aug. 14.—*Item*, to þe PYPARIS of Drumfrefe, xiiij s.
- Aug. 17.—*Item*, to þe man hangit the **Thesis** at the Hullirbufs, xiiij s.
- Item*, for ane raip⁴ to hing paim in, viij d.
- Aug. 18.—*Item*, to ane gyde⁵ to pas with Sir Thomas Alane to Edinburghe for wyne to þe KING, in **Eskdale**, ix s.
- Item*, payit to James Redeheuche he gaif to an Inglife man, to pas to **Lord Dacre** for prouision, in **Canonby**, xv s. vj d.
- Aug. 19.—*Item*, to ane Inglifeman brocht ANE DEIRE to þe KING fra **Lord Dacre**, xxviij s.
- Item*, to þe **Priour of Carliles** tua men that brocht present and mavafy⁶ fra þe said PRIOUR to þe KING, lvj s.
- Item*, to tua wiffis brocht aill to þe KING, fra **Sir Johne Musgrave**, xxviij s.
- Aug. 20.—*Item*, to Hew Munreif that come to **Canonby** fra þe QUEENE,⁷ lvj s.
- Item*, to **Sir Johne Musgraves** man that blew the hunting⁸ to þe KING, xiiij s.
- Aug. 21.—*Item*, to þe man that hangit the **Thesis** in **Canonby**, be the Kingis command, xiiij s.
- Item*, to tua INGLISE wemen that sang in þe KINGIS pailzeoune,⁹ xxviij s.
- Aug. 22.—*Item*, for ane hors to þe cartair that hed his hors dede at the Hullirbufs, drawand þe pailzeounis, be the Kingis command,¹⁰ iiij ti.
- Aug. 23.—*Item*, in **Lochmabane** to þe KING to play at þe Cartis¹¹ with **Lord Dacre**, xlvj s. viij d.
- Aug. 24.—*Item*, THE KING come to **Drumfrefe** furth of **ESKDALE**, (to) the JUSTICE and LORDIS to þe Justice Air pair, and remanit at þe said AIR, xxiiij dayis, to þe JUSTICES expensis ilk day xl s., xlvj ti.
- Aug. 25.—*Item*, to þe KING at cartis with **Lord Dacre**, vij ti.
- Aug. 31.—*Item*, be THE KINGIS command to SIR ALEXANDER JERDENE and his men, for þe taking of **Gib Lindesay** and other tua with him, eftir the tenour of þe Proclamatioune, xxx ti.
- Sep. 2.—*Item*, to James Tailzour to pas to feche the **Armstrangis** to þe KING, xiiij s.
- Sep. 8.—*Item*, to þe **Freris of Drumfrefe** xiiij s.,¹² and of **Wigtoune**, xiiij s.
- Sep. 11.—*Item*, to Johne Goldfmyth, for the turfing of THE ORGANIS in **Eskdale**,¹³ xlij s.
- Item*, to þe PIPARIS of Drumfrefe, xxviij s.

¹ Fr. *Lit du camp*; a portable bed he carried with him to the field, and in all his journeys and hunting excursions.

² Flexible mail for the back parts and joints of the limbs.

³ Greaves.

⁴ Rope.

⁵ Guide.

Before high-roads were cut, travelling must have been, in all senses, a serious undertaking in those lawless districts.

⁶ Malmsey wine.

⁷ THE QUEEN at that period appears to have kept up a constant and anxious correspondence with her absent lord.

⁸ Hunt's up, or some favourite hunting air on the bugle.

⁹ The royal tent; *pavilion*.

¹⁰ These Accounts

abound in almost every leaf with similar acts of generosity and consideration for the poor and unfortunate.

¹¹ Numerous entries of this nature run through the whole accounts.

¹² It is unnecessary to cite each payment of this sort,

which were profusely bestowed wherever the King went.

¹³ The King seldom left home without preparations for

hunting, music, archery, golf, &c., and THE ORGANIS always accompanied him, when he was to be stationary, for some time, at any place.

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- Sep. 12.—*Item*, to pe Franche smyth to pe KINGIS hors shoing, sene pe KING com fra Edinburgh, xxviiiij s. vj d.
- Sep. 13.—*Item*, to Sir Richard Champleys Menstrales,¹ INGLISE MEN, that playit to pe KING, lvj s.
- Item*, to William Cunnyngghames wif, in Drumfreife, for pe KINGIS bele chere,² x ti.
- Sep. 14.—*Item*, in Lochmabane to ane pur man that all pe COURT tuk his hay fra him, be THE KINGIS command, x s.
- Nov. 16.—*Item*, for tua dofane BARRIT BOLTIS³ for pe KING, xvj s.
- Item*, for xij blent⁴ boltis, iij s.
- Item*, for ane pund corse-bow threid, ij s.
- Item*, for iij pair wyndese cordis for corse-bowis, vj s.
- Jan. 24, 1504-5.—*Item*, for ane CORSE BOW and ane WATER-DOG to pe KING,⁵ vi ti.
- Item*, pe said day to ANE TALE TELLER, that tellit Tales to pe King,⁶ ix s.
- Feb. 1.—*Item*, to James Hog, for dichting of viij fuerdis, binding of pair handis, agane Fastingis Evin to pe Turnaying, dichting of ther steil sadilles with ymree, tua tré axes, and tua spere hedes, iij ti. ij s.
- Feb. 2.—*Item*, to the Gísaris that danfit to pe KING and QUENE, be the Kingis command, vij Fr. cr. iij ti. xvij s.
- Feb. 3.—*Item*, payit to Robert, cultellar, for vj gilt dagaris to pe KING, grathing of pe Kingis schapis,⁷ and couering of pe samyn, grathing of fuordis, schethetis, and beltis to paim, binding of fuord handis with filk and cordis of filk to pe King, sene Mydsomer bipast, of findry prices, as his compt bill proportis, vij ti. x s.
- Item*, to 3e said Robert for iij lang fuordis for the Barres,⁸ and iij schort fuordis for Turnaying at Fastingis Evin, ilk pece x s., iij ti.
- Item*, for xxvj fokket hedis for pe BAR and TURNAYING, xxvij s.
- Item*, for xxiiij VIRALES and DIAMANDIS for justing speris, xij s.
- Item*, for lj SPERIS for pe said Turnaying, ilk pece ij s., v ti. ij s.
- Item*, for ane ax-schac,⁹ xvij d.
- Item*, for xij cotis and xij pair hofe, half Scottis blak and half quhit,¹⁰ to xij (Morris) Dansaris. be the More¹¹ Taubroneris devise, agane Fastingis Evin, be THE KINGIS command,¹² xij ti. ij s.
- Feb. 9.—*Item*, to pe Armorar that put one the Kingis harnes, xij s.
- Feb. 10.—*Item*, payit for vj elne grene taffeti to Pate Sinclair to ane couer for his hors at the Turnaying at FASTERINGIS EVIN, ilk elne xv s., iij ti. x s.
- Feb. 23.—*Item*, to Alex. Herffe to louse pe KINGIS stope,¹³ quhilk wes tane quhen he was Abbot of Unresoune,¹⁴ vj ti. viij s. viij d.
- Sep. 14.—*Item*, to pe four Italiene Menstralis, and the More taubronar, to fee paim hors to Peblis, xxviiij s.
- Item*, to ane Inglifeman and ane woman that wer spuizeit¹⁵ passand to Quhitherne, be ane Inglifman and ane Scottis man, quhilk wer justifeit zairfoir, in Lochmaben, xiiij s.

¹ The number of minstrels belonging to the King's household at this period, was *thirty-one*. Their names and salaries are regularly stated. ² Fr. entertainment; vulgarly 'belly cheer.' ³ Ribbed arrows or *quarrells* for his cross-bows. It may, however, imply that they were *barbed*, though that was an unusual shape for *quarrells*, which were square in the points. Had the word been written *berrit* or *boirit*, it would signify sounding or whistling arrows. ⁴ Mixed, of various sorts. ⁵ The King seems to have been hawking, almost daily, near Linlithgow, Falkland, &c. On Nov. 15, there is a curious entry, 'ITEM, to ane man passit in ane LOCH, and rasit dukis (wild-ducks) to ye Halkis, be the Kingis command, ij s. iij d.' The water dog was evidently to pick up the game brought down by the 'boltis.' ⁶ Such payments are very frequent. ⁷ Scabbards. ⁸ The BARRACE or LISTS for the Tournament. ⁹ Hatchet, or axe-shaft? ¹⁰ *Molley*; party-coloured; black and white. ¹¹ Moorish or black drummer. A *Morian*. ¹² On the margin, 'For gísaris.' ¹³ A silver drinking-cup. ¹⁴ This affords a very remarkable instance of the manners of the times, and of the revels sanctioned by long usage during the *daft days*. The KING himself mingled freely in all the sports, and gained for himself the love and admiration of his people, being remarkably dexterous in all amusements, games, and manly exercises. ¹⁵ Spoiled; robbed.

- Sep. 17.—*Item*, to pe truckit Vicar of Drumfreise¹ that sang to pe KING in Lochmabane, be THE KINGIS command,² xiiij s.
- Oct. 5.—*Item*, to thre men to pas to pe SCHEREF OF ED³, with Alane Purwas, quhilk was justefyit, vij s.
- Aug. 2, 1506.—*Item*, payit to Andro Aytoun he gaif to pe men that hed pe Erschemen⁴ fra Striueling to Edinburghe, quhilkis pe Erle of Huntly tuke, and turfit pe mannis heid,⁴ xiiij s.
- Oct. 20.—*Item*, to Ruthirfurd, Messinger, to pas to pe JUSTICE, to warne him of pe halding of pe Aires, v s.
- Dec. 31.—*Item*, to xxx dofane⁵ of bellis for Dansaris,⁶ delyuerit to Thomas Boswell, iij li. xij s.
- Jan. 1, 1506-7.—*Item*, giffin to diuerse Menstralis, schawmeris, trumpeteris, taubrounaris, fithelaris, lutaris, clarschaaris, and piparis, extending to lxix personis,⁷ xli li. xj s.
- Jan. 3.—*Item*, to ane man passand to pe BESCHOP OF CAITHNES with pe Kingis Letteris, for redding of pame passit in the Lewis, with MAKY, xiiij s.
- Feb. 16.—*Item*, to Wantonnes⁸ that sang to THE KING, xiiij s.
- Item*, to Wantonnes that THE KING fecht and gert hir sing in THE QUENIS chamer, xiiij s.
- Feb. 17.—*Item*, to pe Queene of pe Canongait,⁹ xiiij s.
- Mar. 6.—*Item*, to Wantones and her tua marrowes¹⁰ that sang with hir, xiiij s.
- Dec. 22.—*Item*, for iij Prentit bukis to pe King, tane fra Andro Millaris wif, l s.
- Jan. 1507-8.—*Item*, to pe Dast Queyn of pe Canongait,¹¹ xiiij s.
- Jan. 22.—*Item*, to ane Jestour, be the Kingis command, v s.
- Item*, to Gray-steill Lutar, v s.
- May 12, 1508.—*Item*, to Inglife Cuddy pat brocht in ane nakit gyse in pe close,¹² be the Kingis command, xxxvj s.
- Jun. 19.—*Item*, to the Erle of Ergile to gif to pe men that tuke pe men pat brunt Innermessane, vij li.
- Aug. 3.—*Item*, to Johne Beg, Messinger, to charge Lord Maxwell and the Lord of Johnnestoune to Ward, ix s.
- Item*, to ane oper to pas to Lord Creichtoun of Sanguhar,¹³ with pe Kingis writing, ix s.
- Feb. 9, 1511-12.—*Item*, to ane fallow, because pe KING pullit furtht his twtht, xiiij s.
- Feb. 25.—*Item*, to Kynnard, pe barbour, for tua teith drawin furtht of his hed be pe KING,¹⁴ xiiij s.
- Feb. 27.—*Item*, to pas with Letteris to summond pe Lord Symontoune¹⁵ and his complices for crymes of Tresoun and ane ASSISE to pas pairupone, xiiij s.
- Jun. 27, 1512.—*Item*, to Andro Armeistrang to pas with Letteris to Musgreif, xxviij s.
- Apr. 24, 1513.—*Item*, to summond pe Lord Maxwell¹⁶ and pe Lord of Johnnestoune, x s.

¹ There are many payments to this person, who appears to have been in great favour with THE KING. ² The King shortly after this returned to Edinburgh, and went to the North.

³ Highlanders. ⁴ Trussed or packed up the man's head, to be fixed on the Ports of some burgh or castle.

⁵ Thirty dozen.

⁶ Morrice-dancers.

⁷ It has already been remarked how liberal the King was in his establishment of this sort, which consisted of musicians from various countries. Besides his usual French and Italian Minstrels, he kept an Organist, e. g. 1512-13, Feb. 15. 'Item, to Guilzeame, Organar, Frenchman, and his v complices, French Menstralis, xxv li. v s.' Juliane Drummond and the Italians had a payment of xxxv li. the same day for their quarter's wages.

⁸ Wantonness.

⁹ She is elsewhere called 'the auld Queen,' and 'callit ye Quene of Mail.' ¹⁰ Companions.

¹¹ It would appear from this entry, that she was a poor maniac and a privileged pensioner. ¹² A naked mask, brought by English Cuddy, or Cuthbert, into the Palace Yard of Holyrood.

¹³ For this and the preceding entries, see the Trials, Vol. I, * 77, &c. ¹⁴ The King's skill in surgery and leech-craft was considered unequalled in these times, and he was extolled by contemporary writers, who assert that he was consulted by physicians and surgeons in desperate cases. The present instances seem to savour of frolic only, probably arising from a foolish wager with some of his courtiers.

¹⁵ See Trials, Apr. 27, 1512, &c., Vol. I, * p. 76. ¹⁶ Robert Maxwell, son of John Lord Maxwell, got a Charter of the Stewardship of Annandale, on his father's resignation.—Reg. Mag. Sig. xviii. 173.

CRIMINAL TRIALS

AND OTHER PROCEEDINGS BEFORE THE

HIGH COURT OF JUSTICIARY.

IT is an unfortunate circumstance that the regular series of **THE BOOKS OF ADJOURNAL** does not commence till the 18th day of November 1524, in the twelfth year of **THE REIGN OF KING JAMES V**; for unquestionably a variety of very important Trials must have taken place during his minority. No doubt, the public business of the country received a fatal shock from the disastrous consequences of Flodden-Field, and it would be long ere matters became settled after that unhappy day, when so many of the Nobility, and the flower of the principal families of Scotland, fell along with their King.

The Editor has endeavoured, to the utmost of his abilities, to fulfil the pledge he made at the outset of this undertaking, by entering into a very extensive and laborious examination of all the early Records and Collections of MSS. within his reach, so far as connected with the objects of this present work. In his zeal to preserve all that is important, and that bears on the history, manners, and customs of Scotland, he fears he may have encroached equally on his limits and on the patience of the general reader, whose pursuits, perhaps, do not lead him to attach much value to what will be greatly prized by the historian and antiquary. The result of these researches he now begs to submit in the illustrative Notes and Appendix to this Reign, in the hope that they will meet with the candid consideration of all.

What was remarked in the brief Notice prefixed to the Reign of **JAMES IV**, and to that Appendix, is equally applicable to the present portion. It may be observed, that the Extracts from the Records of the Privy Council, which are here given in chronological order, at the end of this and the other reigns, lie scattered over a number of volumes, and are blended with Precepts of Charters, Gifts, Presentations to Benefices and Offices, Legitimations, Licenses, Safe-conducts, &c.; of which, a number of the more important papers have been selected. To save the repetition of facts and illustrations contained in **THE APPENDIX** to this reign, the reader is referred, generally, to its contents.

CURIA JUSTICIARIE Supremi domini nostri REGIS tenta et inchoata in Pretorio de Edinburghe, per honorabilem virum WILELMUM SCOT de Baluery, militem, deputatum nobilis et potentis domini COLINI COMITIS ERGADIE, domini Campbel et Lorne, Justiciarii Generalis Supremi domini nostri Regis, die Sabbati,¹ xxvj^o die mensis Nouembris, anno domini M^oV^oxxiiij^o : Sectis vocatis et Curia affirmata.

Justice Clerk Sworn into Office.

QUO die, in prefencia dicti domini Justiciarij, NICHOLAUS CRAUFURD DE OXINGANG, Clericus Justicie, tactis sacrosancti Dei Evangeliiis, suum juramentum prestitit corporale, ad fideliter ministrand. in suo officio Clerici Justicie, juxta suam conscienciam et discrecionem.

Slaughter of the Laird of Ryland.

Nov. 18, 1524.—Jacobus Crechtoune de Frendrancht, miles, sepe vocatus ad intrandum ROBERTUM STEWART DE LATHERIS, ad fubeundum legem pro arte et parte crudelis interfectionis quondam Jacobi Stewart de Ryland ; prout ipse plegius devenit pro ipsius introitu, sub pena 1^e li. Et non comparen. in amerciamiento dicte summe ; et quod dictus Robertus ad cornu supremi domini nostri Regis denunciatur, et omnia bona sua, mobilia et immobilia, suo vsui eschatur. Et hoc redditum fuit pro judicio.²

[*Jacobus Prestoune, burgen. et Presiden.³ burgi de Ed^r Justiciarius Deputatus.*]

Murder of the Treasurer of Edinburgh.

Jan. 7, 1524-5, (*die Sabbati.*)—THOMAS HAMMYLTOUN, called '*vnfanyt*,'⁴ William Were, William Were, his brother's son, and Gawin Hammyltoun, were denounced Rebels, &c. for the Murder of Mr James Haliburtone, burges and Treasurer of Edinburgh.—(Maij 11, 1525.) Weir of Stanebyris⁵ became surety for William, his son and heir-apparent, and Weir, also his son, that they should underly the law, on xv days' warning, for Intercommuning with Thomas Hammyltoun and William Weir, Rebels.

Common Theft, Murder, Rape, &c.

Jan. 30.—JOHN STEILL, alias *Kempy Steill*,⁶ Adam and Richard Bell, convicted by an Affise, and HANGED for common Theft and Refet of theft, and

¹ See Note to Nov. 9, 1493. ² It has been thought proper to insert the two entries which occur in the regular Books of Adjournal, although perhaps immaterial in themselves, for the purpose of affording a specimen of the manner in which the Record was then kept. ³ Provost. ⁴ Unsanc-tified, unhallowed. ⁵ His Christian name not given. See Feb. 4, 1525-6, from which it would appear he was shortly afterwards Murdered. ⁶ Kempy denotes a person given to strive or contend for the mastery ; a champion ('campioun' in old writings), a wrestler, &c.

of common Murder and Rape : And for Intercommuning with the English thieves and traitors.

ASSISA.¹

Alex. Kirkpatrick of Kirkmichaell, knt. Williame Ballie of Bakbe,
Johne Pennycuke of that Ilk, Alex. Dalmahoy of that Ilk,
Alex. Crechtoun of Newhall, The Lard of Hanginschaw,
James Maitland of Auchingaffil, The Lard of Comistoun,

Alexander Pennycuke,
Thomas Hammyltoun,
Johne Douglas, David Vache,
Thomas Bynné of that Ilk.

Bond by the Border Barons to assist the Earl of Angus, &c.

APUD ED^R. xxvij Martij, anno I^m V^cxxv^{to}. In hospicio domini Cancellarii. SEDERUNT, Cancellarius, Episcopus Candidescase, Comes Angusie, Abbates de Abirbrothok, Sancte Crucis,, Dominus Flemyng, Clericus Justiciarie (Nicholaus Craufurd de Oxingang), Magister Adam Otterburne.

THE quhilk day, ARCHIBALD ERLI OF ANGUSE, in presence of þe Lordis above writtin, swore þat he fuld lelely and treuly serue in to THE OFFICE OF WARDANERY AND LIEUTENENTRY OF THE BORDOURIS, and to stanche Thift, Reiff, Slauchter, and al vtheris inconvenientis committit vpon our soverane lordis trew liegis; after þe forme and tenour of þe Commiffioun gevin to him pairupone.

Comperit *Andro Ker of Cesfurde, Walter Scot of Bukcleuche, Andro Ker of Farnyhirst, Mark Ker of Dolphinstoun, George Rutherford of Hundolee*, and swore þat þey, be þaim self, kynne, freyndis, seruandis, and pairt-takaris, and al þat pai may raise and ftere,² fall lelely³ and treuly serue ARCHIBALD ERLI OF ANGUSE, ryde, gang, and serue him at pair possible power, in to þe office of Wardanery and Lieutenentry, for stanching of Thift, Reif, Slauchter, and inconvenientis, and for þe executione of justice, and furth-bering of THE KINGIS autorite. *The Lard of Hunthill, the Lard of Bethrowll, the Lard of Wellis, James Ker of Mersfingtone, James Murray of Faulehill, William Kirkstone, the Lard of Haldane, Walter Scott of Syntoun, Robert Scott of Allanehauche*, swore to þe effect above writtin.

In presence of þe Lordis comperit Andrew Ker of Cesfurde, Walter Scot of Bukcleuche, Andro Ker of Fernyhirst, Mark Ker of Dolphinstoun, þe Lard of Hundolee, þe Lard of Hunthill, þe Lard of Bethrowll, þe Lard of Wellis, James Ker of Mersfingtone, James Murray of Fawlohill, William Kirkstone, þe Lard of Haldane, Walter Scott of Syntone, Robert Scot of Allanehalche, *David Hoppringill*, in Gallofchelis, *Adam Scot* in Truschelaw, and *Robert Scott, Tutor of Howpaslot*, and of their avne consentis has bund and oblist þame, and ilk ane of þame, to rise with pair kynne, freyndis, seruandis, part-takaris, and all þat pai may fteir, with Archibald Erll of Anguse, Lieutenant, for þe furth-putting of all

¹ This is the first recorded Assise in these books. It may be remarked, that the two Assises immediately following also consisted of thirteen persons.

² Stir up, influence.

³ Loyally.

LIDDISDALE MENNE, ESKDALE, and EWISDALE, þare wiffis and barnys, now duelland within þe boundis of TEVIDALE, ETTRIK-FOREST, and boundis adjacent pairto, and hald þaim furth of þe famyne in tyme to cum. AND attour¹ þe forsaidis personis hes bundin and oblist þame, and ilk ane of þame, for þame self, vndir þe pane of tinfale² of lyfe, land, and guddis, þat gyfe³ oney of þare men, kynnifemen, feruandis, tenentis, adherentis, affisteris, pairt-takaris, or duellis within þare heritaxis, rovmys, baylzeryis,⁴ takis, or stedings, committis ony trespass, sic as Slachteris, Murtheris, Tresonis, Revifingis, Spulzeis, Thifts, or vper crymes, þe forsaidis personis fall bring in þe committeris pairof befor þe said LIEUTENENT, or his deputis, to vndirly þe law for þe said crimes; þai beand requirit pairto, vponne xx dais; or ellis, fall within þe said xx dayis after þai be requirit, put þe saydis personis, þare wiffis, þare barnys, furth of þe cuntré, and hald þaim furth of þe famin, and eschete þare gudis, to be deliuerit to þe pairti dampnagit. And þis BAND to endure quhill þe feist of Candilmes nixt to cum; and þe said Act to be extendit anent Slachteris, þe committeris pairof beand put to þe Horne.

ATTOUR, þe Lordis will and declaris þat þe landit men and Heidifmen⁵ of TEVIDALE,⁶ Sherefdom of SELKIRK, ETTRIKE FORREST, and boundis pairof, now beand and absent,⁷ [‘sall obserue and keip þe famin Band, ficlyke as and (if) they had compeirit and obleist thaim thairto’] in every poynte, efter þe forme and tenour þareof, and vndir þe panys contenit pairintill.

IN prefens of þe Lordis of Counsal comperit GEORGE LORD HUME, *the Lard of Coldoinknollis*,⁸ *the Lard of Polworthe*, *the Lard of Cranstone*, *the Tutour of Wedirburne*, *the Tutour of Langtoun*, *the Lard of Suyntone*, and fuore þat þai fuld lelely⁹ and trewly ferue ERLL OF ANGHOUSE in þe officis of Wardenrie and Lieutenery, with þame selffis, þair kynne, freyndis, feruandis, men, tenentis, and all þat þai may raise and ftere, quhen and quhat tymes þai salbe requirit be him or his deputis pairto; or fall ryde, gang, affist, and suplé þe said Erle, in stanching of Thift, reiffis, slachtaris, and vper inconvenientis, and in pecifing of þe cuntré, exercicioune of justice, and furth-putting our foverane lordis autorité: And pairupone gaif þair bodely athis.

IN prefens of þe Lordis of Counsale forsaide, comperit George Lord Hume, þe Lard of Coldaine knollis, þe Lard of Polworthe, þe *Lard of Corsby*, þe Lard of Suyntone, þe Tutour of Wederburne, þe Tutour of Langtoun, of þare avn consent Band and Oblest þame, and ilkane of þame, to ryse with þare kyne, freindis, men, feruandis, pairt-takaris, and all þat will do for þame, with Archbald Erll

¹ Moreover.² Loss; from the verb to *tyne*.³ If.⁴ Bailiaries.⁵ Chiefs, heads of Clans.⁶ Teviotdale.⁷ There is an evident omission here. The words within brackets, which follow, are supplied to fill up the sense, they being taken from another similar passage in this remarkable document.⁸ Hume of Cowdenknows.⁹ Loyally.

of Angus, Wardane and Lieuutenant of þe Eift and Myddill Marchis, for pacyfing of þe cuntré, perfewing of theffis and tratouris, exercicioune of justice, and furthe-putting of þe cuntry, of þe KINGIS autorité, quhen and alse oft as þai falbe requirit be him or his deputis pairto. And attour, þe forsaidis personis has inlikwyse bundin and obleft þaim, and ilkane of þaim for þaim self, vnder þe pane of tinfale of lyfe, landis, and gudis, gyf ony of þair kynnismen, feruandis, tenentis, adherentis, afisteris, pairt-takaris, adherentis,¹ pairt-takis or duellis within þair heritagis, rovmys, bailzeryis, takis or ftedingis, committis ony trespaffis, sic as Slaughtaris, Murthuris, Trefonis, Revifingis, Spulezeis, Theftis, or vper crimes, the forsaidis personis fall bring in þe committeris, and þare, of before þe said Lieuutenant and his deputis, to vnderly þe law for þe said crymes, þai beand requirit pairto apone xx dayis; or ellis, fall within xx dayis eftir þai be requirit, put þe saidis personis, þair wyffis, þare barnys, furth of þe cuntré, and hald þaim furthe of þe famin, and eschete þair gudis, to be delyuerit to þe pairti dampnafit. And þis Band to endure to þe first of Candilmes nixt to cum; and þe said Act to be extendit anent Slauchteris, þe committeris þareof beand put to þe horne, &c.

ATTOURE, þe Lordis will and declaris, þat þe remanent of landit men and Heidis-men þat is duelland within þe MERSE and LAUDERDALE þat comperit nocht, and obliff þame in þis Act before written, fall obserue and keip þe famin Band, siclike as and² þai had comperit and obliff þaim pairto in euery poynt, efter þe forme and tenour þareof, and vndir þe panys contenit pairintill.

Jurisdiction in Maritime Cases.

May 4, 1525.—THE quhilk day comperit Williame Andirfone, burgefs of Edinburghe, in presens of my Lord Justice and Lordis of Counsale, and becom cautionar and fouirtie for þe schip callit 'þe FLEAND GAIST³ OF ANSTERDAM,' þe merchandis, marinaris, and gudis being in þe samyne, now being in þe Port and havyne of Leithe, þat þe said schip, merchandis, marynaris, nor gudis, fall nocht be remouit nor transportit furth of þe samyne, vnto þe tyme þe pley⁴ be decided betuix þe SKIPPARIS and marynaris of þe said schip, and þe MERCHANTIS OF COWPER and SANCTANDROIS, and ROSS HERALD, before þe Lordis of Counsale.

[*Colinus Comes Ergadie, &c., Justiciarius Generalis.*]

Jurisdiction of the Bailies and Sheriff of Edinburgh—Offices of Sheriffship of the City and County, in Criminal Matters.

The samyne day, in presens of my LORDIS JUSTICE and of COUNSALE, comperand James Prestoune, President (Provoft) of þe burghe of Edinburghe, and

¹ This word is repeated. Perhaps for 'adheris.'
Amsterdam.

⁴ Law-plea; litigation.

² As if.

³ The flying ghost or spirit of

BALLIES of þe famyne, one þat ane pairt, and Patrik Barone, Sheref deput of Edinburghe, in þe name and behalf of þe principale SHEREF pairof; and of pair avne fré will appointit and aggreit, in þis wyse; That is to say, QUHAT time ony Theif or trespassour beis apprehendit within þe fredome and jurisdictione of þe burghe of Edinburghe, and beis convict of ony cryme, þat þe said PRESIDENT (Provost) and BALLIES fall vfe þe OFFICE OF SCHEREFSCHIP pertenyng to pair office, in þat caise; and convoy þame sowerly to þe place quhare pai suld be justifyt,¹ and remain pairat quhill² pai be dede. AND inlikwise, þe said SCHEREFF of Edinburghe and his deputis, quhare ony Theif or trespassour beis apprehendit outwithe þe fredome of þe said burghe, and presentit before þe Justice or his deputis in jugement, gif pai be convict, be ane Affise, of quhatsumeuer cryme, þat þe said Schereffs fall vfe his office of Scherefschip pertenyng to pair office vpone þe said trespassouris, and convoy them sowerly to þe place quhare pai salbe ordanit to be justifyt, and remane pairat quhill pai be dede.

Slaughter of the Laird of Lochland.

Jun. 13.—GILBERT EARL OF CASSILLIS, David Hynde, James Mure in Ballochtoyll, Gilbert Kennedy, 'þe Provestis sone,' and John Montgomery in Balsagart, were acquitted by an Affise of art and part of the cruel Slaughter of Martin Kennedy of Lochland.

THE EARL OF ARGYLE presided at all the diets of this case, wherein almost every KENNEDY³ of any consequence was called, as art and part; together with a very long catalogue of the usual allies and followers of the house of CASSILLIS; such as Robert Grahame of Knokdoliane, Thomas Corry of Keldwood, John Mure of Auchindrane, Bartholomew Craufurde of Kerse, David and Duncan his brothers, &c., for all of whom the Earl of Cassillis became surety, that they should appear and answer at the bar for that crime, and also for the Slaughter of Gilbert Makilwraith.

ASSISA.

Johnne Mure of Arrochill,	Walter Maxwell of Aikhede,	Adam Stewart of Daldowdy,
Alexander Douglas of the Manys,	James Grahame of Bankell,	George Colquhoun,
Johnne Maxwell of Stanelie,	Robert Calender of Ballinchoiche,	Martyne Mure of Bogend.
James Stewart of Tuedy,	Johnne Striueling of Kere, kny ^t ,	Johne Stewart of Halrig,
Thomas Railstoun of that Ilk,	Hew Douglas, burgess of Ed ^r ,	Thomas Abirnethy in Glencorse.

The Earl of Cassillis afterwards compounded with the King for the *unlaws* in which his followers were found liable, which must have amounted to a very large sum. The original Warrant is still preserved,⁴ and is given here as a specimen of such documents.

¹ Put to death, executed. B. Lat. *justificare*.

² Until.

³ For illustrations of all matters connected with this subject, and, in general, with the Feuds, &c., of Ayrshire, Wigtoun, &c., the reader is referred to *History of the Kennedies*, Quarto, Edin. 1830.

⁴ Orig. MSS. belonging to the

High Court of Justiciary.

REX,

JUSTICE CLERK, Wit 3e our weilbelouit coufing and counfalour, GILBERT ERLE OF CASSILLIS, hes componit with ws for all vnlawis in pe quhilkis he was adiugitt, for nonentré of his breper, and all vperis his freindis and feruandis, before our Justicis or pair deputis, in our Towbuth of Edinburghe, quhatfumeuer dais, to haue vndyrlyin our lawis for Slauchtiris and crimis quhairof pai wer delatit, contenit in our Adiornale, vnto pe day of pe date heirof; and hes reffaut fra him payment for pe samyn, at pe making heirof: And Dischargis him of all pe saidis vnlawis, be pir presentis, for euer. It is our will herfor, and We charge 3ow, pat incontinent pir our Letteris sene, 3e draw all pe saidis vnlawis furth of our said Adiornale bukis, and defese¹ pe samyn, 3e trepand pir our Letteris for 3our Warrant. SUBSCRIUIT wt our hand at Edinburghe, pe xvij day of Junij, pe 3ere of God Im.Vc.xxvj 3eris, and of our regne pe xiiij 3ere.

JAMES R.

Slaughter — An Assise directed not to depart from the Tolbooth, until they had either acquitted or 'fyllit' the Pannel.

Jun. 21.—WILLIAM CARNYS of Orchartoun, and vtheris, his complicis. —James Johnesoun, mafer, comperit in presence of pe Lard of Baluery, Justice, fittand in Jugement in pe Tolbuth of Edinburghe, and Thesaurare, and said pat pe Chancillar and Lordis of Counsale commandit pe Justice, pat he fuld cause pe Affise chofin vpoun William Carnys of Orchartoun, and vtheris his complicis, delatit of pe Slauchtir of William Langmuir, proceid, and depart nocht furthe of pe Tolbuthe, quhil pai had owp^r maid pame quyte, or fyllit pame of pe said Slauchtir.

Piracy — Plundering goods from a Ship in Leith.

Aug. 14.—CAPITANE JAMES COKBURNE, Alexander Schort, David Logane, David Muschet, David Davidfone, and Thomas Logane, convicted and HANGED, as Pirates, for plundering certain goods and merchandize from Annand Peirfoun, dwelling in Norway, and his mariners, out of his ship in the harbour of Leith. John Gardner acquitted by the Affise.

Slaughter of John Lord Fleming² — A Minor released from his Bond of Cautionary to enter a Pannel.

Aug. 18.—THE following curious Supplication, with the deliverance indorsed thereon, is preserved among the Warrants of Court.

' MY LORDIS of Counsal and Auditouris of Chekker, vnto 3our l. huimlie menis and shewis I, 3our seruitour, GEORGE GEDDES OF CUTHILHALL: That quhare *William Tuedy*, ane scolar, wes delatit of airt and pairt of pe Slauchter of vmquhile *JOHNE LORD FLEMYNG*, and is innocent pairof, considering, pe time of pe committing of pe samin, he wes at pe scule in Edinburghe: And becaus I duell amang his frendis, pai sollist and tistit³ me to be fouerté for him, for his entre to pe law: And becaus he durst nocht compeir, he being innocent, for feir of his parti,⁴ I am vnlawit for his nonentre befor pe Justice: howbeit, as I traist, I fuld nocht haue bene reffaut fouerte, nor fuld nocht haue bene vnlawit, confidering I wes and is of less-age,⁵ within xv 3eris, and may nocht nor fuld nocht be fouirte,

¹ Discharge.

² See Appendix to this reign, &c.

³ Enticed.

⁴ Adversary; prosecutor.

⁵ In minority.

of pe law. HEIRFOR I besek 3our l. to haue confideratioune herof, and gif command to pe Justice Clerk to draw me out of pe Adiornal, sua pat I be nocht pondit¹ for pe said vnlaw. According to justice, and 3our ansuer I beseik. [Indorsed] *Apud Edinburghe, xvij Augusti, anno I^m. V^c.xxv* THE LORDIS Ordanis, pat because pis complenar is of less-aige, pat pairfor pe Clerk of Justiciary discharge him of pe fouerte fundin be him in pis mater, for pis vnlaw, and put him furth of his bukis.

CLERICUS REGISTER. ALEX. CAMBUSTH. R. GLASGU. JA. DECANUS ABD.

Slaughter of the Laird of Stonebyres.

Feb. 4 et 12, 1525-6.—LINDSAY, Rector of Colbintoune, finds caution (Robert Lord Lyle) for his entry before the Justiciar, on Feb. 19, to underly the law for art and part of the cruel Slaughter of . . . Weyre of Stanebyris.

Feuds between the Lairds of Amysfeild and Kirkmichaell.

Mar. 19-20.—JOHN CHARTERIS of Amysfeild, Robert and John, his sons, Gilbert and John Greir, brothers of the Lairds of Craufurdoun and Ile, Robert Charteris, brother of the Laird of Amysfeild, and thirty-seven others, found caution to underly the law on May xxix, in the Tolbooth of Edinburgh, for the cruel Slaughter of Roger Kilpatrick, son and heir apparent of Sir Alexander K. of Kirkmichaell, kn^t: And for the Mutilation of the said Sir Alexander.

Mar. 24.—SIR ALEXANDER KIRKPATRICK of Kirkmichaell, knight, Robert, John, and William, his sons, found caution (Roger K. of Knok) to appear the same day, to underly the law for all crimes to be imputed against them by John Charteris of Amysfeild.—He also became surety for the entry of William his brother, Henry K. junior, and Alexander his brother, Mr Cuthbert Welfhe, and twenty-two others, the same day.

Slaughter of the Laird of Auchinherby.

Jun. 26, 1526.—HUGH EARL OF EGLINTOUNE, delated for art and part of the Slaughter of Edward Cunynhame of Auchinherby. John Lindsay of Dunrod, his cautioner, fined for the Earl's non-appearance, in 100 l. The cautioners of Archibald Craufurd of Hanyng, Archibald Montgomery Master of Eglintoune, James Montgomery, brother to the Earl, Mr William Montgomery, and others, were fined in the like sums—for their absence. The principals were denounced rebels.

Stouthreif of the King's Artillery.

Jul. 11.—ROBERT BRUCE of Erthe, and Mr Thomas Bruce and James Bruce of Mungowellis, his brothers, received the King's Respite for art and part of the Stouthreif of certain mangonels¹ and Artillery coming from THE

¹ Poinded; distrained. ² O. Fr. *mangonel*—an engine for slinging or darting stones, large arrows, &c. with prodigious force. They seem to have been used long after the invention of artillery.

CASTLE OF STIRLING to the King's Majesty, at his burgh of Edinburgh, for the defence of his person : And for art and part of the Stouthreif of the King's Letters from his Officers ; and laying violent hands upon them.

Stealing the King's Crown and Jewels.

Jul. 11.—WALTER DRUMMOND, Acquitted by an Affise of art and part of the theft and concealment of THE KING'S CROWN from his Crown-room, with the precious stones therein contained, furth of the Palace or Monastery of HOLYROOD.¹

Slaughter of the Laird of Auchinharvy.

Aug. 1.—HUGH EARL OF EGLINTOUNE ; Archibald Montgomery, his grandson and heir apparent ; Mr William, his son ; and James, his brother, find caution (Mr John Campbell of Lundy) to underly the law at the next Justice-aire of Air, for art and part of the Slaughter of Edward Cunynghame of Auchinharvy.

Aug. 4.—Thomas Craufurd, heir of Auchinamys ; James Monfode, heir of the Laird of Monfode ; John Frisell of Knock ; John, his son ; and twelve others, procure the Earl for their cautioner, that they should appear and answer for the same crime.

High Treason — Field of Melrose — Common Theft, &c.

Aug. 9.—JAMES ELWALD, Convicted for treasonably coming, in company with Sir Walter Scott of Branxhelme, kn^t, and with the Traitors and Thieves of England and Scotland, against the King and his Lieutenant at MELROSE ; and for common Theft and Refet of theft.—HANGED.

Slaughter of the Laird of Cessford.

Aug. 14.—The following Warrant is preserved among the Papers of the Court. Alexander Hoppringill, in Torsonfe ; John, James, George, and Adam, his sons ; James, his sister-son ; George Chesholme of that Ilk, and eight others of no note, found caution to appear on 13th.

JUSTICE CLERK, Wit 3e, it is understand to *my Lord of Angus* and to *the Lard of Farnyherst*, *Mark Ker*, and *pe laif*² of *pe frendis*³ of *pe LARD OF CESSFORD*,⁴ that *pir personis vndirwritin*, delatit of art and parte of *pe Slauchter* of THE LARD OF CESSFORD, ar innocent pairof, and wer nocht at *pe committing* of *pe famyn* : That is to say, William Sklater, Dutho Paterfone, William Peblis, Thomas Peblis, Mongo Williamfone, Thomas Dickefone, Johne Bard of Possfo, Alexander Bard, Thomas Bard, Niniane Bard, Alex^r Horsbruck of pat Ilk, Johne Gyffane of Cardrono, Thomas Myddilmest of Gre-

¹ James Kirkaldy of the Grange, Francis Ramsay of Foxtoun, John Rankelour of that Ilk, and others, were on this Assise. ² The rest, or remainder. ³ Blood relations. ⁴ Andrew Ker.

vistoune, William Tuedy, and James Cokburne. 3e fall pairfore draw pe saidis personis and pair fourteis furth of pe bukis of Adiornale, pat pai be nocht accusit nor trublit for pe said actione. AND alse, pat 3e defeise¹ in pe Adiornale, William Peblis, vnlawit pis last Monunday for nonentré of Mongo Williamfone before pe Justice, because pe said Mongo enterit pis Teuifday before pe Justice, in pe Tolbuth of Edinburgh, and hes fundin new fouerte for his entre agane pe thrid day of pe nixt Justice-air of Peblis, or vpone xv dayis warning. 3e kepand pis Warrant, subscriuit with my hand, AT EDINBURGH, pe xiiij day of August, the 3ere of God I^m.V^c. twenty and sex 3eris. W^s. THE^s.²

Forethought felony — Slaughter.

Aug. 17.—ROBERT KILGOUR, Convicted of art and part of the forethought felony, committed when vmq^{le} Sir John Kilgour, his brother, and he cruelly slew John Gibfone and Thomas Wilfone, his servant, Aug. 12, 1526.—Aug. 23. He was ordained by the EARL OF ANGUS, Lieutenant of the East and South Marches, to be BEHEADED.³

High Treason — Rebelling war against the King's Lieutenants.

Oct. 24.—ANDREW CRECHTOUNE of Craufurdoun, John Crechtoun of Kirkpatrick, and forty-six others, were denounced Rebels, and put to the horn, for not appearing to underly the law for Convocation of the lieges in great numbers, armed in warlike manner, &c., and coming upon Archibald Earl of Angus, and James Earl of Arran, his Majesty's Lieutenants, near the Church of Linlithgow, being there for the time in the King's service, and exercising his authority; and treasonably invading them and other faithful lieges for their slaughter and destruction.

High Treason — Invading the Earl of Arran, &c.

Dec. 19.—JOHN LORD LINDESAY of Byris.—Sir William Scot of Balwery, kn^t, became cautioner for the entry of Lord Lindefay of Byris, on the third day of the Justice-air of Fife, or elsewhere, on xv days warning, for art and part of Convocation of the lieges at the Burgh of Stirling, on the 1st, 2d, and 3d days of September last: And for art and part of holding private Councils at the said burgh, on the said days: And for art and part of the forethought felony and invasion made at Linlithgow, on the said 3d September, upon James Earl of Arran and his part-takers, there assembled for the preservation and defence of the King's person.

Abiding from the Raid (of Liddisdale) against the Border Thieves.

[WITHOUT at all entering into the cause or consequences of THE RAID here referred to, which the Editor considers quite unnecessary in this place, the facts being so well known,⁴ he has thought that

¹ Discharge.

² Willielmus Thesaurarius, viz. Sir William Scott of Balwerie, Justice Depute and Treasurer.

³ On the margin 'DECOLLATUR,' which proves that the sentence was carried into execution.

⁴ See the forthcoming Volume of Mr Tytler's History.

the following curious extract from *Anderson's MS. History of Scotland*¹ will be as interesting to the reader as it is highly illustrative of the manners and spirit of these troublesome times. It seems a pretty close version of *Buchanan's* account of the same event, but the quaintness of the Scottish style adds much to its point.

' THAIR chancit, in the beginning of this RAID,² ane thing worthie of memorie, quhilk, for the noveltie of the fact, I wald not pretermitt. Thair was ane man of law³ birth in *Johnne Stewartis*⁴ stabill and in alse law office, ane horskeiper. This man, eftir the Slauchter of his maister, wandering about and wist not quhat to do, in end, with constant mynd, interpryfit ane heicher attempt than accordit aither for his stait or birth: For, passing to Edinburcht to the destinat reveng⁵ of his maisteris death, in the way he chanced to meit with a man of lyk fortoun to himself, and ane of the servandis of the fame Hous, and inquiryt of him, " Gif he sawe James Hammiltounne the Bastard⁶ in the towne?" Quho confessing he saw hime—" Sawe thow him (said he) moft wnthankful cretour—and wald not slay that moft wicked man, quho slew our guid maister! Away! To the gallous with thé!"—This mekill spokin, passing furth the way, he was bent to com directlie to Court.

' Thair was in the wtter clois⁷ of the Palace to the number of two thousand men in armes, of DOUGLASS and HAMMILTOUNES dependeris, bound to the Raid quhairof we spak. This revenger of his maisteris Slauchter keipit still⁸ his eye and mynd upone HAMMILTOUN, regarding no more else; quho haveing ane cloick about him, vnarmed, passing furth of the clois, com wnder the long volt⁹ of the entres;¹⁰ the revainger, awaiting him in the obscure and narrow throit quhair the zetis¹¹ ar hung, flew wpone him, and gawe him sax woundis (quhairof sum pearfid almost to his vitall pairtis; wtheris James eschewed, be bowing¹² his bodie and obiect¹³ of his cloick), and incontinent lap¹⁴ in amangis the rest of the throng.

' Grit sture arrayfe¹⁵ incontinent, for sum HAMILTOUNES suspectit that this cruell turnes was done be THE DOUGLASSIS, quho as zit had not forzet¹⁶ the auld malice; so that the twa factiounes had almost fallin to it be the earis. In the end, the sture sumquhat settled. All men within the clois (were) commandit to stand by wtheris sydis¹⁷ about the wallis of the clois. The stryker was fund, and the bludie knyff still in his hand. Inquiryt, " Quhairfra he com, and quhat was his buffines thair?" Quhill as his ansueris war flowand, he was caryid to priffoune, quhair the tortur (was) presented vnto him. He confessed, incontinent, that he had done the deid to reveng his maisteris Slauchter, lamenting onlie that so honest attempt had turned to nathing. Being verrie feueirliche tormentid, he wald not confes that ony man was in Conspiracie with him. In end, he was condamed, caryid about the Towne naikid, and brodit¹⁸ with hot irnes in all pairtis of his bodie. He nevir, in word nor countenance, gawe ane dollorous signe. Quhat tyme his right hand was cut aff, he said, " It was moir lichtlie punischit than it deservid, ffor that it had not obayit ane stout stomack!"

This circumstance was too remarkable to escape the attention of *Leslie*, who briefly says,—' Ane great conuentione of the Lordis being in Halyrudhous with THE KING, the xvij of Junij, thair com ane fempill¹⁹ lyk man, being sume tyme seruand to THE ERLE OF LENNOX; and in the mids ane great confluence in the Abbay close, furiously and disperatlie struk SIR JAMES HAMMILTOUN, knyght, with ane quhingzeare in the Wambe,²⁰ thre findry strais, to the heft;²¹ albeit²² that the said Sir James deit nocht of thay strais. The man beand suddantlie takin, confessit the deid, without ony repentaunce, crying, " Fye on the feibill hand quhilk wald not do that thing the hart thocht, and wes

¹ Advocates' Library, Jac. V, 2.2. fol. 282, b.

² THE RAID OF LIDDISDAILL against the THIEVES, where the Earl of Angus ' HANGIT 12 of thame that war takin, and keipit also mony for pledgis; quhome also, for that thair freindis wald not abstene from Roberie, within fewe monethis eftir, he Execut.' ³ Mean; low. ⁴ John Earl of Lennox, slain at the Field of Linlithgow. ⁵ Revenging. ⁶ Sir James Hamilton, natural son of the Earl of Arran. ⁷ Outer close, or inclosure. ⁸ Ever; constantly. ⁹ Vault; archway. ¹⁰ Entrance.

¹¹ Gates. ¹² Bending; inclining. ¹³ Interposition. ¹⁴ Leapt. ¹⁵ Literally, a great dust arose. ¹⁶ Forgotten. ¹⁷ To stand side by side; in single file. ¹⁸ Pricked; thrust at. ¹⁹ One of low or obscure birth; a plebeian. ²⁰ Belly. ²¹ Hilt; handle. ²² Although; nevertheless.

determinatt to do !” And being inquyrit “ Quhat he wes, and quha had caufit him to do the fame ?” Anfuerit, “ he wes ane fervand of God, fend be him to do that deid.” And albeit he wes put to grite paynes, dailie, be the fpace of ane moneth thaireftir, wald nevir gif ane uther anfuer. Thairfoir he wes hangit, and his heid fixeit upoun the Port of Edinburgh.’¹]

Jul. 29, 1527.—RICHARD LORD INNERMEITHE and JAMES LORD OGILUY americiated for not appearing to underly the law for remaining from the laft Raid made by the King upon the (Border) Thieves.² New Letters were ordained to be iffued for their appearance ; and, in cafe of failure, that their whole moveables be efcheated, &c.

Abiding from the Border Raid.

Jul. 29.—JOHN LORD GLAMMYS americiated for the fame crime, and for Refetting Gawyn Lyoun and others his accomplices, Rebels.

Slaughter of the Earl of Cassillis.

Oct. 5, (*die Sabbati*).—HUGH CAMPBELL OF LOWDOUNE, Sheriff of Air. James Earl of Arran was americiated 100 l. for not entering the Sheriff of Air to underly the law for the cruel Slaughter of Gilbert Earl of Caffillis. Campbell was denounced Rebel, and all his moveables ordained to be efcheated.—George Craufurd of Lefnorijs, and William his brother, John Campbell of Cefnok, Bartholomew Craufurd of Kerfe, David and Duncan his brothers, John Craufurd of Drongane, John and William his fons, with a great number of others, found caution to underly the law for this crime, on the third day of the next Justice-aire at Air.³—DAME ISSABELLA WALLACE, LADY LOWDOUNE, alfo accused for the fame crime, was proved to be fick by Sir William Bankhede, her Curate, and two witneffes.

Invading the Sheriff of Fife in a fenced Court.

Oct. 8.—GEORGE RAMSAY of Clatty, John Betoune of Balfour, James Betoune of Melgum, Johne Grahame of Claverhouse, and others, found caution to underly the law at the next Justice-aire of Fife, for Convocation of the lieges to the number of 80 perfons, and in warlike manner invading JOHN LORD LINDESAY, Sheriff of Fife, in the execution of his office, in a fenced Court within the Tolbooth of Cowper, the doors being fhut, and the Affife inclofed ; and for breaking up the faid doors. David Abbot of Abberbrothock obliged himfelf to relieve John Wardlaw of Torry of his cautionry.—MR GEORGE BETOUNE, Rector

¹ BAN. CLUB Edit. ; 1830 ; p. 139.

² Many others of less note were cited for this offence, until the year 1528. It is unnecessary, however, to multiply farther instances of the like entries, excepting where the rank of the parties renders them interesting.

³ Numerous entries occur of persons cited for this crime ; and, failing to appear, they were all denounced rebels, &c.

of Glasgow, dilated of the same crime, was replegiated by the Commissary of the Archbishop of Glasgow.—DAVID FETHY of Incheok, David Cokburne of Tretoune, and John Betoune of Balijs-craggis amerced for non-appearance, and ordained to be summoned of new, &c.

Slaughter.

Oct. 14.—JOHNE JOHNSTOUN of that Ilk, John, Andrew, and Rolland Bell, William and Mathew Johnstoune, found caution to appear before the Justiciar, to underly the law for the cruel Slaughter and Murder of Symon Armestrang. James Douglas of Drumlangrig became cautioner.—Sep. 23. Failing to appear, they were all denounced Rebels, &c.

Intercommuning with the Sheriff of Air.

Nov. 23.—WILLIAM CUNYNGHAME of Glengarnok, Mungo Mure of Rowallane, John Hammylton of Colmyskeithe, James Wallace of Carnale, Adam Wallace of Newtoune, John Foulartoune of Corbie, and others, were amerced for not appearing to underly the law for Intercommuning, assisting, resetting, and supplying Hugh Campbell of Lowdoune, Sheriff of Air and his accomplices, Rebels, and at the horn, &c. Their moveables were ordained to be escheated, &c.

Intercommuning with the Sheriff of Air.

WILLIAM CUNYNGHAME, MASTER OF GLENCAIRN, John C. of Caprintoune, David C. of Bertaneholme, Robert C. of Aket, William Wallace, Tutor of Cragy, George Roffe of Hanyng, John Lokert of Bar, John Craufurd of Dron-gane, George Rede in Dandelly, and Quintin Schaw, Tutor of Keris, found caution to appear before the Justiciar on Dec. 4, for Intercommuning, &c. with the Sheriff of Air.

Importing and Uttering Forged Money.

Mar. 14, 1527-8.—GEORGE CABALL, Convicted by an Affise of treasonably importing false and forged pennies into the kingdom from Flanders and other places; and of using them in his merchandize and otherwise.—SENTENCE. To be drawn to the gallows and HANGED until dead, and his head to be placed on an iron pike, and fixed on the east gable of the Tolbooth of Dundee. His body to be quartered, and each quarter to be suspended by an iron chain, and affixed upon each of the principal ports of that burgh, thereon to remain as a perpetual example to others. All his goods, moveable and immoveable, were ordained to be escheated.

Slaughter — Deadly Feud.

Jul. 28, (*Apud Striueling*).—ALEXANDER KENNEDY OF BARGANY, and Hugh his son, John Mure of Auchindrane,¹ and James his brother, Gilbert Kennedy of Kirkmichall, James K. of Blarequhane, Sir David Blacater, Curate of Girvane, Thomas Corry of Keldwod, Thomas K. of Coiff, Alexander K., brother of James of Knokdone, Alex. K. of Glentig, William Abbot of Corfragwell, Gilbert K. of Barmaclannochane, Mr Walter K., James K., son and heir-apparent of Patrick of Drumnellane, John K., son and heir-apparent of Gilbert of Kirkmechell, Thomas K., son of Alex. of Bargany, Hugh K., son of Thomas of Dunneyne, David K., brother of the Laird of Kirkmechell, Alex. K. of Zet, Thomas K. of Dunneyne, John K. of Bennane, Mungo Eklis of that Ilk, Patrick K. of Drumnellane, &c.² (in all seventy-five persons,) dilated for art and part of the cruel Slaughter of vmq^{1e} Robert Campbell in Lochfergufs, Alexander Kirkwod, and Patrick Wilfone.

MR WALTER KENNEDY, Rector of Douglas, David his brother, James K., Thomas Boswell, Sir George Davidfone, John K., William Wricht and Duncan Makrinnyll, Chaplains, and George Berclay, Parish-clerk of . . . , were replegiated by Sir Robert Wemys, Chaplain and Commissary of Gawin, Archbishop of Glasgow, and found caution to underly the law for the above crime.

JOHN KENNEDY of Bardrochat, Thomas Murdoch of that Ilk, James Kennedy, brother of the Rector of Douglas, James Makrinnyll of Barneill, and seven others, found caution to underly the law for the same crime, at the Justice-aire of Air, &c.³

Intercommuning with a Rebel.

Aug. 27.—JAMES LORD OGILUY, James Ogiluy of Cukiftoune, David Gardin of Leys, and John Ogiluy of Innerquharite, americiated for not appearing to underly the law for Resetting, supplying, and intercommuning with Sir Alexander Spense, Monk of Cowper, his Majesty's Rebel.

Proclamation to pass to the Raid of Temptalloune, &c.

PROCLAMATION,⁴ made at the Market-Cross of Edinburgh, Sep. 10, 1528.—WE do 3ow to wit, pat fforfamekill as ane grete pairt of our souerane lordis liegis wer commandit be his Letteris to cum to his hienes, to STRIUE-LING, to have convoyit his grace to Edinburghe, and pairefter to haif remanit

¹ Ancestor of the notorious Auchindrane, who has been 'doomed to everlasting fame' by *Sir Walter Scott*, in his *Ayrshire Tragedy*. ² The others are individuals of less note. ³ Other persons are cited for this Slaughter at subsequent diets of Court, and denounced rebels, &c. ⁴ It is certified in the Record, that this Proclamation was publicly made at the market-cross of Edinburgh, Sep. 10, 1528.

for þe space of xx dais, or to haue past quhare his grace and Lordis of his Counsale plefit. AND now his grace, with avise of his saidis Lordis, has tane purpose to remove towart Temptalloune, or vperis places thocht to him expedient : Quharefor I command and charge in our fouerane lordis name all and findry his liegis, quhilkis wer chargit be his Letteris be oppin proclamatioune of before, þat þai addres and mak þaim reddy, bodin in þair best wife, and be in þis toвне of þis nixt Thurisday, at evyne, þe xj day of September instant, to pass on Friday þe xij day of þe said moneth with þe KINGIS grace and Lordis of his Counsale, quhare þai sal think expedient, vnder the panys contenit in his first Proclamatioune forsaid ; and nochtwithstanding ony Letteris of Licence gevin in þe contrare ; certifying þaim þat hes gottin ony sic Letteris of Licence þat nane of þaim salbe admittit, bot þair eschete salbe disponit vpone. And þat þe Tovne of EDINBURGHE and LEITHE furnise cariage with vittallis to pass with þe KINGIS grace and his ARMYE, for furnishing of þe samyn as efferis ; and þai fall haue thankfull payment þairfor.

Assisting the Earl of Angus in raising Siege of Newark.

Sep. 26, (*die Sabbati*).—GEORGE NESBET of Dalzell,¹ George Crow of Restoune, James Ramsay in Fouldene, and William Redepethe, junior, were amerced for not appearing to underly the law, for their riding with their friends, tenants, and servants, and fortifying and assisting Archibald, formerly Earl of Angus and his accomplices, for raising the siege of the Castle of New-Werk ; and for art and part with him therein, contrary to the King's Proclamations, &c.

Intercommuning with Rebels — Burning Castle of Broadick, &c.

FERGUS M^cDOWELL OF FREWCHE, Thomas M^cD. of Mondork, and Thomas Makcavat, found caution to underly the law at the next Justice-aire of Wigtoune, for Refetting, supplying, and intercommuning with Archibald and Robert Stewart, sons of the Sheriff of Bute, Rebels, and at the horn for the Slaughter of George Tayt ; and for the Burning and destruction of the Castle and Place of Braidwik, in Arran, belonging to the Earl of Arran.—In a Warrant from the King which follows, dated Sep. 25, the Justice is directed to take caution of these persons, ‘ because of our Generale Raid now deuifit to be vpone þe xx day of October nixt to cum, for recouering of þe said Castell of Temptalloune.’

Oppression — Chasing Deer — Mutilation, &c.

Oct. 21.—GEORGE KER of Lyntoune, Mr Thomas Ker of Sounderland-

¹ He was denounced rebel on Sep. 28.

hall, James Ker in Farnylee, and nine others, were amerced for not appearing to underly the law for art and part of the Oppression done to William Cokburne of Ormiston, coming to his Park of Ormiston under silence of night, armed with lances and other invasive weapons, breaking up the gates thereof, and with bows and dogs chafing and wounding 'his parkit deir :'. And also, for invading and wounding his servants the keepers of the said Park : And for the mutilation of one of his servants, called Thomas Anderson.—New Letters were ordained to be issued for their appearance, under the pain of rebellion, &c.

Caution for Partizans of the late Earl of Angus.

Nov. 20.—'GEORGE HUME OF SPOT comperit in presens of þe Lordis of our souerane lordis Secrete Counsaile, and for þe frething¹ and releiving of DAVID RAYNTOUNE OF BYLLE out of Warde furth of þe CASTELL OF EDINBURGH, þe said George become souirte for him, þat he sal in al tyme cuming lelely² and trewly serue our souerane lord, and þe lord Hume, vndir þe pane of twa thowfsand merkis.'

(Nov. 22.)—'IN presens of þe Lordis of Counsaile, comperit Nicholace Ramsay of Dalhouffy, and James Towris of Innerleyth, kny^t, and become cautioners and fuerteis, coniunctlie and feueralie, for PATRIK HUME, broþer germane to Alexander Hume Tutour of Wedderburne, that fforfamekill as þe saidis lordis has chayngit þe said Patrikis Ward furth of þe Castell of Edinburghe, to þe Tovne of þe samyn ; tharefor, þat þe said Patrik fall remane in Warde within þe said Tovne of Edinburghe, and nocht remove pairfra, nor affist to Archibald Douglass, sumtyme Erll of Anguse, nor his part-takaris, nor write nor send to þame na maner of way ; and fall keip the said Warde quhill he be fred be þe Kingis grace and Lordis of his Counsaile, vnder þe pane of ij^m merkis. And þe said Patrik fall ansuer for na manis dedis bot his avne dedis.

Abiding from the Host at Temptalloune, &c.

Dec. 16.—JOHN SITLINGTON of Stanehouse, John Wilfone of Cruglin, Alexander Mcquuchin de Dalquhit, John Fergusone of Cragdareauche, and sixty seven others,³ denounced Rebels and put to the horn, for their abiding from the King's host and army at Temptalloune.—A number were pursued at this period, for abiding from this army of 'Dowglas and Temptalloune,' and the previous army at Stirling.

Intercommuning with Rebels in Carrick, Bute, and Arran.

Jan. 15, 1528-9.—JOHN NEILSONE of Cragcaffy, and Michael and John

¹ Freeing ; absolving.

² Loyally.

³ They were all Galloway and Wigton Lairds—among them the Lairds of Balmagie, Garlies, Larg, Barclay, Creachane, Torhouse, Andrew Agnew the Sheriff of Wigton, &c.

Neilsone his coufins, were denounced Rebels and put to the horn, &c. for not underlying the law for Refetting, Supplying, and Intercommuning with his Majesty's Rebels, in Carrick, Bute, and Arran: And for Oppreffion done to the Laird of Mochrum, coming to his dwelling place of Mochrum, and breaking up the doors and windows, &c.

Convocation of the lieges — Oppression, &c.

Feb. 15.—WILLIAM ANSTRUTHER, George Symmer, and thirty-eight others, fund John Anstruther of that Ilk as thair cautioner, that they should appear at the next Justice-aire of Fife, to underly the law for art and part of Convocation of the lieges: And for Oppreffion done to Mr David Lindefay, and invading him for his Slaughter. And for taking and incarcerating him in the Tower of Anstruther, and detaining him therein againft his will.

(Feb. 27.)—JOHN ANSTRUTHER of that Ilk, and John Strang younger of Balcaiky, fund caution to answer for the above crimes.

Fire-raising — Burning of Cousland.

Feb. 25.—PATRIK CHARTERIS of Cuthilgurdy found caution (Robert Mawll of Panmwre) for his entry before the Justice, to underly the law for art and part of the Fire-raising and Burning of the village of Cowfland, and houses thereof: And for the plundering of certain oxen, cows, and other goods, from the Tenants thereof, and from William Lord Ruthvene.—(Feb. 28.) JOHN CHARTERIS, brother to Cuthilgurdy, and eleven others, found surety to answer for the same crime.—(Mar. 1.) The King granted Warrant to remit this case to the Justice-aire of Forfar.

Slaughter of John Lord Fleming.

Apr. 7, 1529.—JOHN TWEDY of Drummelzeare, John Tuedy dwelling with him, Thomas T. in Oliverie Castell, David T., James T. in Kilbochoche, and James T. in Wray, found surety (John Lord Hay of Yester) for their appearance at the Justice-aire of Pebles, to underly the law for art and part of the cruel Slaughter of John Lord Flemyng. This surety was taken by Warrant of the Lords of Privy Council, and with consent of Malcolm Lord Flemyng, because they were at the horn.

JAMES TWEDY junior of Drummelzeare, John Vache of Kyngfyde, David Newtoun of Michelhill, and eight others, found caution (Sir Walter Scott of Branxholme, knt.) to answer at the same time and place for the above crime.¹

¹ May 17, 1530, he and three others procured Letters of Respite, and found caution to satisfy the party at the next Justice-aire of Peebles.

Treasonably assisting the Earl of Angus, &c.

Apr. 16.—ADAM NESBIT of that Ilk, and Philip Nesbit his son, were denounced Rebels and put to the horn, and all their moveable goods to be escheated, for not appearing to underly the law for Refetting, Supplying, Intercommuning, and Assistance given and afforded to Archibald, formerly Earl of Angus, (George Douglas) his brother, and (Archibald Douglas his) uncle, Rebels, in their treasonable deeds.

(Apr. 21.)—DAVID HOPE and William Inglis, were Convicted by an Affise, and HANGED for their treasonable assistance given to Archibald, formerly Earl of Angus, &c. as above. *Item*, the said David, for art and part of the treasonable detention of the Castle of Temptalloune against our sovereign lord's authority.

Convocation of the lieges — Rescuing a Felon, &c.

Maii 5.—ROBERT GUDEFALLOW, John Jardin of Dyke, John and Alexander Jardin, and 19 others, denounced Rebels, and put to the horn for not underlying the law, for Convocation of the lieges in great number, coming upon the servants of Malcolm Lord Flemyng, in the execution of their office, by virtue of Royal Letters directed to him, to search for and take Edmund Rutherford, and present him before the Justice to underly the law for certain crimes; and rescuing the said Edmund, &c.

Common Theft, &c.

May 5.—JOHN RUTHERFORD, son of Edmund Rutherford in Auchincorthe, Convicted by an Affise of common Theft, Refetting of Theft, outputting and inputting, &c. and HANGED.—THOMAS DAVIDSOUN Convicted and HANGED for the same crimes.

Caution for the Laird of Drumlanrig.

Jul. 31.—‘THE quhilk day James Douglas of Caveris, Sheriff of Teviotdale, in presens of þe Lordis of Counsale, become souerté for JAMES DOUGLAS OF DRUMLANRIG, þat he suld nocht evade nor eschew furthe of Warde out of þe Castell of Edinburghe, vnder þe pane of I^mli., quhill it wer þe KINGIS plesour.’

Lord Maxwell's Bond to present felons to trial, &c.

Jul. 23.—‘In presens of þe KINGIS grace and Lordis of Secreit Counsale, ROBERT LORD MAXWALL, Wardane of þe West Marchis, tuke vpon hand to entir *Hector Scot*, *George Scot of þe Bog*, and vperis pair complices, quhais names salbe gevin to him in bill, committaris of þe Slauchteris of James Paterfoun and Williame Cleghorne in Langlandhill: And for þe Refe and Herschip

of certane horffis and gudis at Peblis and in Tueddale, laitlie, and vpoun þe Capitane of Edinburghe, at þe Catflak, in þe Forest of Ettrik, before our fouerane lordis Justice in þe Tolbuthe of Edinburghe, vpoun þe ferd day of August, for þe saidis Letteris: Or ellis, to put þaim out of þe MARCHE, and hald þaim furth of þe famine;—and in þat cace sal restore þe gudis takin be þame or ony vþeris complenzeand vpone ony personis duelland within þe boundis of his Wardanery, according to his Band, and sene þe date þairof: Prouiding alwais, þat þe personis þat enteris salbe accusit for na thingis before þe day of þe date of his Band, and acceptatioun þairof.

Stouthreif — Oppression — Sheep-stealing.

Aug. 5.—JAMES GUTHRY, Captain of the Castle of Crechtoune, amer-
ciated for not underlying the law for art and part of the Stouthreif and Oppres-
sion done to William Borthwick of Crukstoune, in 'reiving' from his servant
and shepherd of 100 sheep, being at the grazings upon the lands belonging to
John Lord Hay of Yester. New term assigned, under the pain of rebellion, &c.
—Andrew Purves and ten others found security to appear at the Justice-aire of
Edinburgh, to answer for the same crime.

Convocation — Deadly Feud between the Lairds of Edmonstoun and Nidry - Marischall.

Aug. 30.—PATRIK COCKBURNE of Newbigging, James Cockburne of
Langtoun, Gilbert Wauchope of Nudry Marischall, and Gilbert his son, John
Pennycuke of that Ilk, John Lile of Stanypethe, Andrew Heriot of Trabrovne,
Mr George Hay of Mynzeane, Patrick Sydeserf of that Ilk, the young Laird of
Skowgall, and James Stewart of Cragyhall, Convicted by an Affise of art and
part of Convocation of the lieges upon John Edmonstoune of that Ilk.

GEORGE LORD HUME americiated for not entering John Hume and ninety-
eight others (chiefly Trotters, Brounfields, and Dicksons,) by virtue of the Bond
for good rule of his country, to underly the law for art and part of Convocation
of the lieges upon Gilbert Wauchope of Nudry Marischell, in company with John
Edmonstoun of that Ilk.

ROBERT LAWDER, the young Laird of Bafs, William Dewar of that Ilk,
Thomas Vernour of Auchindinny, and Thomas his son, Cokburne of
Newhall, and fourteen others, were americiated for not appearing to underly the
Law for Convocation of the lieges coming with the Laird of Nudry against the
Laird of Edmonstoune.

Liberating a Thief — Taking Theft-bute.

Sep. 30.—DAVID POLLOK of that Ilk found Robert Lord Maxwell as

Cautioner for his entry at the Justice-aire of Renfrew, to underly the law for setting to liberty a Thief called *Stobhill* out of his prison, after having taken *Thift-bute* from him.

Assurance between the Lairds of Dundas and Nudry - Marischall.

Apr. 4, 1530.—‘ JAMES DUNDASS of pat Ilk, in presens of þe said Justice, for him, his kynne, freyndis, seruandis, adherentis and pairt takaris, and al pat he mycht let,¹ Affouerit ² GILBERT WAUCHOPE of Nudry Marischell, Thomas Wauchope and pair kynne, freyndis, tenentis, seruandis, adherentis, and pairt takaris, vnto þe ix day of Maij nixt to cum ; and held up his hand hereto,³ and band (and) oblist him to obserue and keip þe said Affouerance, vnder þe pane of I^mli. And hereupoun þe said Lard of Nudry askit ane act.’

Assisting Thieves and Rebels.

May 15.—DAVID TURNBULL of Wauchope, Walter Turnbull of Howay, John Lile of Stanypathe, Philip Nesbet of that Ilk, Patrick Lumnifdene of Blenerne, John Edingtoun of that Ilk, and Robert Haig of Bemersfyde, denounced Rebels, and put to the horn for not entering to underly the law, for assistance given and afforded to Thieves and Malefactors in violation of their Bonds.

Slaughter of Lord Fleming.

SIR WALTER SCOTT of Branhholm, kn^t, come in the King's will (for the Slaughter of JOHN LORD FLEMING.)⁴—(May 17.) He was amerced for not entering John Vache of Kingsfyde, David Newtoun of Machelhill, and four others, for the same crime, who were all denounced Rebels, &c.

High Treason — Bringing in Englishmen — Theft, &c.

[A STRIKING feature of this period of history, was the disjointed state of civil society. On the Borders, especially, the most lawless excesses were committed, almost with impunity ; and at length matters had come to such a pitch, that THE KING found it necessary to levy an army, and to march along with them in person to these districts. It may be remarked, that the robberies and ‘ hereschips’ daily committed, were not confined to outlaws and desperadoes, or ‘ broken men,’ as they were termed, belonging to no Clan, but persons of good family joined in the general foray, and among others, THE LAIRDS OF HENDERLAND and TUSCHELAW⁵ distinguished themselves by the most reckless and daring Treasons and Robberies.

It is unnecessary to enlarge on this subject, which is notorious, and has long been matter of history. According to the Editor's usual plan, however, such contemporary notices as can now be gleaned, shall, without farther remark, be laid before the reader ; as the adoption of this method, in his opinion, affords the most vivid picture of the transactions recorded. In *Anderson's MS. History*,⁶ it is merely remarked, that ‘ The rest of the 3eir was moir peciabill, bot the bauldnes of THEIVIS was never a

¹ Hinder.

² Gave assurance to.

³ Swore, or gave his solemn oath.

⁴ See Apr. 7, 1529, &c.

⁵ See May 18, 1529.

⁶ Advocates' Library ; chiefly compiled from Buchanan, &c.

quhit repressed. Quhairfor THE KING caufid hang, pe 18 of May, *Williame Cokburne of Hinderland*, and *Adame Scott of Tuschilaw*, Theivis apprehendit, in Ed^r, to terrifie wtheris.¹ But the Original of *Bishop Lesley's* History is rather more explicit. 'In the samyn moneth of May, the xvj day, thair wes ane greit conventioun of the Lordis with THE KING, in Edinburgh; and the King himself presentlie sittand in judgement. *The Laird of Hinderland*, callit *Cokburn*, and *Adame Scot of Tuschelaw*, quha wes callit KING OF THEIVIS, was accuset of Thift, refett and maineteyning of Thevis, flauchter, and uther crymes, and convict thairfor and heidit; and their heidis fixit upoun the Tolbuith of Edinburg.'²

Without citing farther extracts, in this place, reference may be made to the Notice prefixed to the following article, where some interesting particulars are preserved in connexion with the same subject.]

May 16.—WILLIAM COKBURNE of Henderland, Convicted (in presence of THE KING) of High Treason committed by him, in bringing Alexander Forestare and his son, Englishmen, to the plundering of Archibald Someruille: And for treasonably bringing certain Englishmen to the Lands of Glenquhome: And for common Theft, common Refet of Theft, outputting and inputting thereof.—SENTENCE. For which causes and crimes he has fforfeited his life, lands, and goods, moveable and immoveable; which shall be escheated to the King.—BEHEADED.

The following Original Warrant was found among the loose papers belonging to the Court, and is given here, as throwing farther light on the sequel to these extraordinary transactions.

GUBERNATOR,

JUSTICE CLERK, We grete 3ow weill. Forfamekill as *Williame Cokburne*, sone and heir of v^mq^{le} *Williame Cokburne of Hinderland*, hes menit³ him to ws, pat he is havelie hurt throu pe haifty justyfeing⁴ of his said fader, and fforfaltng of him pairthrow: And pairfore desyres to have pe autentik copy of pe DOME and SENTENCE gevin aganis his said fader, and of all actis and protestatiounis takin be him at pat tyme; sa pat he may provide for sum remeid pairin. QUHARFORE, 3e fall geif to him, vpoun his expensis, pe autentik copy of pe Dome, Sentence, and procesis led and gevin aganis his said fader in maner foirsaid, to pe effect abone writtin. As 3e will anfuere to ws pairupoune, kepand pis Precept for 3oure Warrant. SUBSCRUIT with oure hand, At Edinburgh, pe xxij day of Januar, the 3eire of God I^mV^{xlij} 3eris. JAMES G^R.⁵

Taking Black Maill.

Maill 18.—ADAM SCOT of Tuschelaw, Convicted of art and part of theftuoufly taking *Black-maill*, from the time of his entry within the Castle of Edinburgh, in Ward, from John Brovne in Hoprow: And of art and part of theftuoufly taking *Black-maill* from Andrew Thorbrand and William his brother: And for art and part of theftuoufly taking of *Black-maill* from the poor Tenants of Hopcail3ow: And of art and part of theftuoufly taking *Black-maill* from the Tenants of Eschescheill.—BEHEADED.

¹ Quarto, Printed for Bannatyne Club, 1830, p. 141.

circumstance, but as is often the case in his Annals, gives a wrong date, viz. Jul. 27, and *Calderwood's* MS. Church History makes the same mistake.

² *Sir James Balfour* also notices the

³ Complained.

⁴ Execution; putting to

death. ⁵ James, Governor of Scotland, viz. JAMES EARL OF ARRAN, Lord Hamilton, REGENT.

Border Barons — Neglect to fulfil their Bonds, &c.

[It is necessary for the right understanding of many of the proceedings which follow, that the reader should bear in mind the public events which gave rise to so remarkable a step as the levy of a large Army, under the command of THE KING in person, for the sole purpose, apparently, of suppressing a handful of BORDER THIEVES. In the preceding Trials, however, it has been seen that the state of the Borders of Scotland was so lawless, and the Chiefs so refractory and turbulent, that nothing short of the strongest coercive measures was likely to be of the least service towards restoring a better state of society among the Borderers.]

The open Treason and revolt of THE EARL OF ANGUS, and the constant jarring and jealousies among the Barons, rendered the appointment of a Lieutenant inexpedient. It was therefore deemed necessary, for establishing tranquillity, that THE KING in person, accompanied by a very strong force, should suddenly march towards the Borders, and quell, by the strong arm of the law, all those who had not willingly come forward and given their Bond, with sureties under heavy penalties, to 'keip gud reule within their respectiue boundis.' The particulars now drawn from the Records of the Supreme Criminal Court are of considerable historical importance, and to the genealogist as well as the historian, must afford valuable information.

*Bishop Lesley*¹ gives this brief but striking narrative. After detailing the execution of the *Lairds of Henderland* and *Tuschelaw*, he proceeds: 'The same day THE ERLE BOITHUELL wes convict for manteyning of thame, and for certain uther crymes; and thairfoir wes in the Kingis will: For the quhilkis, the King caufit Ward him in the Castell of Edinburgh. Thairefter he wes send in Murray; and laft, banieft Scotland; sua that he travellit to Venice, quhair he remanit during the Kingis lyve tyme. Alsua, the Lord Maxwell, Lord Hume, Larde Balcleuch, Farnyhirst, Pollock,² Johnestoun, Mark Ker, and uther principallis of THE BORDOURIS, wes convict be Affyffis, and all put in Warde; quhair throwcht the Bordouraris keipit better reule thairefter, sa lang (as) the King wes one life.'

Sir James Balfour,³ after mentioning the proceedings against Earl Bothwell, says, 'this same year, lykwayes, THE KING impriffons the Lords Maxwell and Home, with the Lairds of Buccleuch, Fernihurst, Pollard,⁴ Johnston, and Marke Ker, as CHEIFFS of the Brokin men in the Borders; and becausse they had winked at their willanies, and giuen them way; quheras they, by ther pouer and autoritey, might have restrained them.' *Anderson*⁵ also remarks: 'The 17 day of the Callendis of May, eftir lang disputatioun in Counfall, continewit till nicht, THE KING Wardit the Earle Bothwell, Robert Maxwell, Walter Scott, and Mark Ker, within the Castell of Edinburgh, and all the honest men⁶ of Marche and Teviotdaill, heir and thair throw the countrey, ffor that he beleivid that thay secreitlie fould rayse weir betuixt the realmes.'⁷

After having perused the preceding brief remarks, the reader will be enabled more fully to appreciate the following valuable particulars communicated in the Record.]

May 18.—The following persons found surety to enter, when required, before the Justice, to underly the law for all crimes to be imputed to them: And for which they submitted themselves to the Kingis will: And also, for not doing their utmost diligence to fulfil their Bonds, &c.

¹ Original History from which the Latin version was translated, printed for the *Bannatyne Club*, 1830. ² It is likely that this is a mistake for 'Polwort,' (Alexander Hume.) *Sir James Balfour* states the name 'Pollard,' (Pollart.)

³ *Annales*, l., 261. ⁴ Polwart. ⁵ MS. Advocates' Library. ⁶ Men of substance and consideration. ⁷ Viz. of England and Scotland,

their lawless proceedings on the Borders, &c. There seems to have been good reason for apprehending such a result; which would assuredly have occurred but for the vigorous measures thus resorted to.

BARONS AND LAIRDS OF ROXBURGHE.

Rob ^t Scott, Tutor of Howpasslot,	John Scott of Burthauch,	George Rutherfurde of Hundolee,
Geo. Douglas of Bone-Jedworth,	John Scott of Robertoun,	Nicholas Rutherfurde, his son,
James Douglas of Cavers,	Adam Kirkton of Stewartfeild,	Adam Greymflaw of Newtoun,
Andrew Ker of Gradane,	George Ormiston of that Ilk,	William Turnbull of Mynto,
Lancelot Ker of Gaitschaw,	John Cranston of that Ilk,	Symon Scot of Fenyk,
Walter Ker of Cesfurde,	Philip Scot of Edschaw,	George Fawlo of Wallis,
William Scot of Haffindene,	Robert Scot of Allanehalis,	George Ker, Tutor of Cesfurde.

BARONS AND LAIRDS OF BERWICKSHIRE.

Wal ^r Halyburtoun of Mertoun,	Robert Franche of Thornydykis,	The Laird of Redepethe, ¹
William Cokburne of that Ilk,	Ninian Thornfyde of East Nesbet,	Robert Lauder of that Ilk,
Philip Nesbet of that Ilk,	Sir N ⁿ Setoun of Tulibody, kn ^t ,	John Swyntoun of that Ilk,
Oliver Edgare, Tutor of Wedderlie,	Alexander Ellen of Butterdene,	Jasper Cranston of Corlby.

JOHN HUME of Coldaneknowis came in the King's will, for intercommuning with James Ker, rebel, and was Warded in the Castle of Blaknefs.—GEORGE LORD HUME was amerced 500 merks for not entering George Hume of Aytoun.—PATRICK LUMMISDENE of Blenerne came in will for intercommuning with George and Archibald Douglas, Rebels, and was Warded in the Castle of Blacknefs.—ALEXANDER HUME of Polwort was Warded within the Castle of Dumbartane.—DAVID RAYNTOUNE of Bille was Warded within the Castle of Dumbartane.—GEORGE LORD HUME was Warded within the Castle of Edinburgh.

' WILLIAME TURNBULL of Mynto, in presens of pe KINGIS Grace, and Lordis of his Counsaile, promittit, and band and oblist him, efter pat Alexander Berthilmow had gevin in his Supplicacioun, makand mentioun, pat pair wes certane horse and vperis gudis stollin fra him, vnder filence of nycht, be certane of pe Turnbullis, duelland one pe Watter of Rowle, and in speciale, be ane callit Turnbull of Catlie, for quham pe said Lard of Mynto become plege and fouerte in pe last Justice-are of Jedburghe, for gude reule to be had be him in tyme cuming: Like as his Band in pe buke of Adjornale for pe said, schewin and producit pairvpoun proportis, pat he suld mak restitucioun of pe saidis guidis, or tak and bring him to oure fouerane lordis lawes; and failzeing pairof, to byrne his house, expell and hald him furth of pe cuntre.'

May 19.—The following Barons and Lairds found caution to enter before the Justice, on a warning of fifteen days, to underly the law for all crimes to be imputed against them; viz.

BARONS AND LAIRDS OF PEEBLES-SHIRE.

John Lord Hay of Zester, ²	John Tuedy of Drummelzeare, ³	Mr John Hay of Smeithfeild,
William Murray of Romannose,	William Guvane of Cardrono,	Patrick Portuus of Halkschawis,
William Stewart of Trakware,	William Vache of Dawik,	Alexander Tayt of Pyrne.
Tho. Myddilmaist of Greftoun,	John Sandelandis of that Ilk.	

¹ John Lile of Stanypethe also found security.
found caution to the extent of 500 merks each. from the defaulters.

² Amount of caution, L.1000.

³ The remainder
These sums, it will afterwards be seen, were rigorously exacted

BARONS AND LAIRDS OF SELKIRKSHIRE.

Rob. Turnbull, Tutour of Philiphauche, Patrick Murray of Fawlohill, William Hunter of Polmude,¹
 Andrew Baroune, John Vache, Robert Watfone.

Slaughter.

May 20.—JOHN CUNYNHAME of Caprintoune, Alex. C. of Luglane, Adam Stewart of Schawtoune, Adam C. of Clavanis, and fourteen others.—Their cautioners were amerced for not producing them to underly the law, for art and part of the cruel Slaughter of John Tod.—(May 21.) They were denounced rebels, along with David Boswell of Auchinleek, for this crime.—(May 23.) Hugh Campbell of Lowdoun became surety for John Gibfone and eight others, to appear and underly the law for the same slaughter, at the Justice-aire of Air.

Forethought Felony and Oppression, &c.

May 23.—WILLIAM CUNYNGHAME of Glengarnok, David C. of Robertland, and thirty-seven of their followers, found caution to appear at the Justice-aire of Air, to underly the law for art and part of the forethought felony and oppression done to Gabriel Sympill, lying in the high-way, 'in feir of weir,' near Ormysheuche, awaiting his arrival, for his Slaughter, of forethought felony and old Feud.

[*Archibald Earl of Argyle, Justice-General.*]

Willful Error on an Assise.

June 25. (*apud Striueling, die Sabbati.*)—The LAIRD of PHILLORTH,² the young Laird of Buchquhane,³ Mr Andrew Tulydef,⁴ Alexander Lesly of Kincragy,⁵ William Spens of Bodom,⁶ Patrick Keith of Inchegarnock,⁷ Henry Leslye of Buchanistoun,⁸ John Chalmer,⁹ William King of Bourtry,¹⁰ Archibald Keyth of Northfeild,¹¹ James Ord in Banff,¹² Andrew Bruce of Braklamure,¹³ and William Quhite in Aberdour,¹⁴ found caution to appear before the Justiciar at Edinburgh, Aug. 5, to 'thole' a great Affyse for their unjust Acquittal of John Dempster of Auchterless, and his accomplices, delated for art and part of the cruel Slaughter of Patrick Stewart, and of certain persons, for the Mutilation of William Downy.—Aug. 5. They found caution to underly the law at the next Justice-aire of Aberdeen.

The Laird of Johnstoun's Offers to the King.

Aug. 9.—'THE quhilk day, in presens of pe KINGIS grace, Robert Char-

¹ Caution, L.1000.	² Alexander Fraser, who found George Gordoune of Geicht as surety for him to the extent of L.1000.	³ 1000 merks.	⁴ 500 merks.	⁵ 500 merks.	⁶ 1000 merks.
⁷ 1000 merks.	⁸ 500 merks.	⁹ 500 merks.	¹⁰ 1000 merks.	¹¹ 1000 merks.	
¹² 500 merks.	¹³ 500 merks.	¹⁴ 500 merks.			

teris of Amysfeild, and Walter Scot of Branhholme, kn^t, become fouerteis for JOHNE JOHNSTOUN OF THAT ILK, that, forfamekill as his hienes admittit be said Johnnis OFFERIS gevin to his hienes, subscrivit with his hand, pat pai fuld entir him agane, within xv dais warnyng, quhare be KINGIS grace plesit, or before his Justice, to be accusit, gif he failzeis of ony of his Offeris: And bayth be saidis Lordis has subscrivit pir presentis with pair handis, day and zere forsaid, before pir witnis, Robert Lord Maxuell, Malcolme Lord Flemyng, William Hammiltoun of Sanchare-Lindesay, and me, notar vnderwrittin, with vperis diuerse.'

Letting two Thieves escape from Ward.

Aug. 17. (*apud Linlithgow*.)—JOHN LORD HAY OF ZESTER became in the Kingis Will, for negligence committed by Mr John Hay his brother, in outputting Adam Nyksone, and one called Elwald, common Thieves,¹ given to him in custody by the King, in name of the said Lord Hay of Zester, as Sheriff-principal of Peebles.—The Justice commanded him to Ward within the town of Linlithgow, until his Majesty's will should be declared.

Slaughter of the Laird of Castlecary.

Aug. 19. (*apud Linlithgow*.)—JOHN KERE convicted of the Slaughter of vmq^{le} Archibald Levingstoun of Castlecary.—BEHEADED.

Slaughter of the Laird of Duffus.

Sept. 3.—MR THOMAS STEWART, Treasurer of Caithness, Mr Andrew Petre, Vicar of Wick, Mr John Irland, Sir John Symfone, William Murray, senior, and Hugh Grot, chaplains, Mr John Thomson, Rector of Olrik, Sir David Rede, and Sir William Irwin, chaplains, found caution (John Earl of Athole) to appear at the Justice-aire of Inverness, to underly the law for art and part of the cruel Slaughter of William Sutherland of Dufhouse (Duffus),² and other persons slain at the same time.

Slaughter of the Laird of Meldrum.

Oct. 10. (*apud Dundee*.)—JOHN MASTER OF FORBES found caution (John Lord Forbes) for his appearance, along with Ninian Forbes, John Caldore,

¹ On Aug. 27, Mathew and William Nyksone, Robert Nobill, and *Robert Elwald*, were convicted of common theft at Linlithgow, and HANGED.

² 'The same zeir of God (1529), Andrew Stuart, BISHOP OF CATTEYNES, vpon some conceaved displeasure which he had receaved, moved the CLANGUN to kill the Laird of Duffus in the toun of Thurso, in Catteynes. Vpon this accident the hail dyocie of Catteynes wes in a tumult. The Earle of Southerland did assit the Bishop of Catteynes against his adversaries, by reason of allyance contracted betuixt the houses of Huntley, Southerland, and Atholl, &c. *Sir R. Gordon's Hist. of the Family of Sutherland*, p. 102.

and Donald Makky, at the Justice-aire of Aberdeen, to underly the law for art and part of the cruel Slaughter of Alexander Setoune of Meldrum.¹

On August 27, the following persons were americiated for not appearing to enter on the ASSISE of JOHN LORD FORBES, for the same crime.

Wm. Gordoune of Auchindone,	J. Gordoune of Culquhodilftane,	William Gordoun of Auchinge,
William Lyonne of Colmelegy,	Alexander Troup of Begishill,	John Dempstar of Ouchterlefs,
John Dempster of Murehouse,	David Crukschank of Durlee,	Thomas Colpland of Vdauche,
Gilbert Dalgarns of that Ilk,	Patrick Meldrum of Edane,	Thomas Tullo of Moncoffer,
Robert Downe of Raty,	Walter Ogiluy of Cragbone,	Andrew Orde of that Ilk.
The Laird of Knox,	The Laird of Auchnacoy,	

Feud between Crawfordds and Kennedies.

Nov. 29, (*apud Perth*).—JOHN BRYANE and Allan Cathcart found John Crawford of Drongane, and Quintine Schaw, Tutor of Keris, to appear at the Justice-aire of Air, to underly the law for art and part of the Theftuous stealing of fixty oxen and cows from James Kennedy of Blarequhanne, from his lands of Halfpennylands, and fixty more from his lands of Schenvene.

Crawfordds and Kennedies — Cattle and Horse Stealing, &c.

Dec. 5.—JOHN KENNEDY of Giletree, Patrick Mure of Cloncard, and fifty-eight others, found James Kennedy of Blarequhanne as surety for their appearance at the Justice-aire of Air, to underly the law for art and part of the theftuous Stealing, under filence of night, from John Craufurd of Kerehill and his subtenants, forth of his lands and dwelling of Kerehill, fix score oxen and cows, ij^c sheep, and fix horses and mares: And for common oppreSSION thereby done to the said John and his subtenants.—JAMES KENNEDY of Blarequhanne also finds Patrick Mure of Cloncard as his surety to appear and answer for the same crimes.

Intercommuning with Rebels.

Dec. 5.—PATRICK MAXWELL of Newark, William Striueling of Glorat, Mariota Maxwell, Lady Bardowy, Andrew Striueling of Bankere,² Margaret, John, and Stephen Spreull, Thomas Culquhoune of Kirkton, and John, his brother, fund surety to appear at the Justice-aire of Dumbarton, to underly the law for Intercommuning with Alan Hammiltoune of Bardowy, Alan Grahame, and Hugh Grey, Rebels and at the horn, for art and part of the Slaughter of Alexander Hamilton, young Laird of Auchinhowy, and Keffane Williamsoun, his servant.³

¹ The Master of Forbes afterwards confessed this Slaughter on the scaffold. See his Trial, I. p. 183 *

² At the same diet he also found surety to underly the law for the Slaughter of John Makcalpy, at the same Justice-aire.

³ Ninian, Lord Ross, John Cochrane of that Ilk, John Houstoune of that Ilk, Walter Galbrayth of Garscaddane, and George Buchanan of that Ilk, were americiated for not entering on the Assise.

Slaughter of the young Laird of Conhaithe.

Dec. 15.—WILLIAM SINCLARE of Auchinfrank,¹ Roger Gordoune, and George Neillone, found surety (James Douglas of Drumlanrig) to underly the law, at the Justice-aire of Dumfreis, for art and part of the Slaughter of Harbert Maxwell, young Laird of Conhaithe.—(Feb. 1, 1530-1, *apud Edinburgh*.) JAMES MAXWELL, brother to Robert M. of Conhaithe, failed to appear and underly the law, for art and part of the cruel Slaughter of John Chalmer. Robert Lord Maxwell, his cautioner, was amerced 100 merks.—(Feb. 4.) He was denounced Rebel and put to the horn.

[*Archibald, Earl of Argyle, Justice-General.*]

Murder of James Inglis, Abbot of Culross.

[THE following Trial excited great interest at the time, and is thus recorded by *Bishop Lesley* in his valuable History:²—‘ Apoun the first day of Marche, in the same year, THE ABBOT OF CULROSE, callit *James Inglis*, was creually slaine be THE LORD (LAIRD) OF TULLYALLAN and his fervandis; amangis the quhilkis thair was ane Preist, callit SIR WILLIAM LOUTHIE, quha, beand comprehendit,³ the said *Sir Wiliame*, one the xxvij day of the same moneth, apoun ane publick skaffald, in the town of Edinburgh, was degradit, THE KING, QUENE, and a greit multitude of people beand present; and he presentlie delyverit to the Erle of Argyle, heid Justice: And one the nixt day thaireftir, the faide TULLYALLANE and he wes heidit thaireftir.’—*Sir James Balfour*⁴ is not so minute, merely noticing the circumstance thus. ‘ *The Laird of Tulliallane* was beheidit the first day of Marche, for killing *Mr James Inglis, Abbot of Culross*; and with him a *Mounck* of the same Abbey, a cheiffe author of the Abbot’s slaughter.]

Mar. 28, 1531.—JOHN BLACATER of Tulyalloune, and William Louthiane (formerly Sir William, degraded from his orders), Convicted by an Affise of art and part of the cruel Slaughter of James Inglis, Abbot of Culross, committed upon forethought felony.—BEHEADED.

Murder of the Abbot of Culross—Sanctuary of Torpheckin.

(Mar. 28.)—ROBERT MANDERSTOUNE, James Mechell, and Williame Hutoune, were accused of the same Murder, and were acquitted of forethought felony at the time of the Abbot’s Murder. Wherefore they were restored to the privilege of the Sanctuary of Torphiching by the Justice General, and judicially delivered to George Lord St John, Master of the said Sanctuary.

Common Theft.

Mar. 28.—PATRICK DOWGLASS, David Blynskale, and Andrew Elwald, Convicted of Common Theft.—HANGED.

¹ Beatrix Gordoun, his spouse, was also delated for the same crime, and pleaded sickness, Feb. 1, 1530-1. ² The Original Scottish MS., from which the Latin version was compiled has recently been printed by THE BANNATYNE CLUB; Quarto; 1830. ³ Apprehended; taken. ⁴ *Annales*, I., 261. The Editor does not find the particulars of this Slaughter detailed by any of our historians, nor can he discover the causes which led to the Murder. It is obvious, however, from the quotations already given, that it had excited an intense interest at the time.

Caution to enter the Laird of Branhholm in Ward.

Mar. 27.—SIR JAMES HAMMILTONE of Fynnert, kn^t, became surety (in like manner as Robert Lord Maxwell and John Johnestoune of that ilk had become to the King for the entry of John Scot, son and heir of Walter Scot of Syntoun, and William Scot, son and heir apparent of Robert Scot in Allanehalche, being now in Ward within the Castle of Borthuik,) for SIR WALTER SCOT of *Branhholme*, knyght, to enter him in Ward within the said Castle, whensoever it pleases the King, under the pain of 500 merks. And the said Sir Walter bound himself to free Sir James of his caution and pledge.

Notice relative to 'Johnnie Armstrang' — Common Theft — Reset of Theft, &c.

[THERE have already been laid before the reader¹ various particulars relative to THE BORDER RAID, led by the King in person. Among other interesting circumstances connected with the Expedition, perhaps none is more remarkable than the capture and execution of the famous JOHNNIE ARMSTRANG. The Editor begs to refer to the *Minstrelsy of the Scottish Border*² for a general outline of the History of the CLAN or sept of ARMSTRONG, a lawless and disorderly race, which for a long period kept both sides of the Border in a ferment. It is only necessary to notice here, that the Chief of this Clan was the LAIRD OF MANGERTOUN. Johnnie Armstrang (commonly styled of *Gilnockie*) was brother to the Laird, and resided near Langholm, in Gilnockie Tower, at the Hollows, a place still resorted to, and highly distinguished for the romantic beauty of its scenery.

The state of the country adjoining the Borders was such that KING JAMES V considered it necessary to raise a large Army, and to proceed in person to execute vengeance upon 'the Theives and lymmaris,' and to bind down the Barons to observe 'gude reull within thair boundis.' This he executed to such good purpose, that it is still proverbial in these districts, that for a long time after that Expedition he 'made the rasch bufs keep the kow !'

In relation to JOHNNIE ARMSTRANG, it is somewhat singular that the circumstances, as they are detailed in the popular ballad or song, are substantially correct ; and there cannot now be a doubt that he was most basely betrayed and put to death, even without the mockery of a form of Trial.³

As the most striking and forcible manner of laying the facts before the reader, the Editor thinks it proper in this place to subjoin some graphic accounts, as given by early writers. The first which need be cited is that contained in *Anderson's MS.*⁴ After noticing the proceedings against Earl Bothwell, &c. he states as follows :—

'Himself (the KING) about the moneth of July,⁵ gathering togidder about aucht thowfsand men, tuik jorney to repres THE THIEVES. And passing fordward with grit expeditioun, campid wpone the watter Ewes.⁶ Not far fra that duelt JOHNE ARMESTRANG, ane Capitane of ane factioun of Theives. This companioun was so feirfull⁷ to his nichtbouris that evin Englismen, many mylis within the contray, payid tribut⁸ wnto him. Maxwell himself feirid his power, and focht all meanes posibill for his distruction. Johnne, intyfid be THE KINGIS servandis, forzeting to seike a Letter of Protectioun, accompanied with fiftie horsmen, wnarmed, cuming to THE KING, lichtit vpone sum outwatches, quho alledging thay had taikin him, brocht him to THE KING ; quho presentlie cawfit hang him, with a great number of his complices. The authoris of his slauchter brooted⁹ that he had promised to mak certane myllis in Scotland¹⁰ subject to England, gif he war honorid and recompensid for the turne ; quhill as England,

¹ See Notices to May 16, and May 18, 1531.

² *Sir Walter Scott's Poetical Works*, 8vo. 1821, I. 107, &c.

³ 'About this tyme, THE KING marches to the feilds with his Army, surwayes the Borders, apprehends 48 of the principallest rogues and cuthrottis, with their leader JHONE ARMESTRANGE, and hanges them all.' *Balf. Annales*, I. 261.

⁴ Advocates' Library.

⁵ A mistake. It was in May.

⁶ 'Even' interlined.

⁷ Terrible ; an object

of fear or dread.

⁸ Black maill.

⁹ Bruited, reported.

¹⁰ Part of the Debateable land, extending several miles.

be the contrair, was verrie glaid of his death, being delyuerid of a capitall enemy. Sax of his complices war refervid for hostagis; and for¹ that the keeping of thame stude in no steid, after they had imprisoned them a few monethis, they cawfid execut thame also; and futid new pledgis of theise that remaynid at hame. Thay of LIDDESDAILL refuifing their awin howffis, past into England bag and bagaidge, and be daylie incurfiounes ranfactit the contreyis lying neir vnto thame.

‘Within fewe dayis eftir, THE KING, reffaveing hostages for the Nobilmen, releivid themeseluis furth of waird; of quhom Walter Scott, to gratiffie THE KING, slew *Robert Johnstoun*, ane verrie crewall Thief; quhairbe he incurid deidlie feid with that Hous, quhilk continewit, to the grit harme of baith the Clanes, long eftir.’

Calderwood's account of the matter is hardly so minute,² being as follows:—

‘In the month of Julie (1531)³ THE KING went with ane Armie of 8000 men to EWESDAILE to aprehend and punish Theeves. JOHN ARMISTRANG, a notable Theefe, who had compelled the English to pay him *Black-male*, and was terrible to the *Lord Maxwell* himself, when he was comming to THE KING, intifid be some courtiours, bot without a save conduct, he was intercepted by 50 horsemen lying in an ambush, and brought to THE KING, as if he had bein aprehendit by them againest his will. He and a great number of his companie war hanged one grouing trees. His takers, to make him the more odious, alledged that he had promised to raunder so manie miles of Scottish ground nixt adjacent to the Borders, bot the English war well content to be ridd of him. The LIDDISDAIL people fled into England, bot troubled the countrie with RAIDES.’

The accurate *Bishop Lesley*⁴ gives but a brief narrative of the event. He says—

‘All this summer THE KING tuik greit care to paciefie the Bordouris, and puneis the Theivis and Oppreffoures being thairon. And to that effect, in the moneth of Junij, he past to THE BORDOURIS with ane great Army; quhair he causet xlvij of the maist nobill Theivis, with JOHNE ARMESTRANGE thair Capitane, be tane; quha, being convict of Thift, reiff, slauchter and treaffoun, war all hangit apoun growand treis; and thair wes ane notabill Thiff brint, quha had brunt ane hous with ane woman and mony her barnis⁵ being thairintill. Yet *George Armeffrange*, broder to the said Johanny, wes pardonit and reservit levand to tell of the rest, like as he did; quha, within proces of tyme, wer aprehendit be the King, and puniest accordinge to thair desertis.’

But the most circumstantial and curious relation is that given by *Lindesay of Pitscottie*, with which this notice shall be closed.

‘To this effect he gave chairge te all Earles, Lordis, Barrones, frieholderis and gentlemen to compeir at Edinburgh with ane monethis victuall, to pas with THE KING to dauntoun the THEIVES OF TEVIDAILL AND ANNERDAILL, with all vther pairtis of the realme. Also, the King desired all gentlmen that had doggis that wer gud to bring thame with thame to hunt in the saidis boundis; quhilk the most pairt of the Noblmen of the Highlandis did, fik as the Earles of Huntlie, Argyle, and Atholl, who brought thair deir-houndis with thame, and hunted with his Majestie. Thir Lordis with many other Lordis and Gentlmen, to the number of tuelf thousand men, assemblet at Edinburgh, and thairfra went with the Kingis grace to Meggatland, in the quhilkis boundis war slaine, at that tyme, aughteine fcoir of deir.

‘Eftir this hunting THE KING hanged JOHNE ARMSTRANG, *Laird of Kilnokie*, quhilk monie Scottis menne heavilie lamented, for he was ane doubtit⁶ man, and als guid ane Chiftane as evir was vpoun THE BORDERIS, aither of Scotland or of England. And albeit he was ane lous leivand man, and sustained the number of xxiiij weill horfed able gentlmen with him, yitt he nevir molested no Scottis man. Bot it is said, from the Scottis Border to New Castle of Ingland, thair was not ane of qubatsoever

¹ In regard that; considering.

² CHURCH HIST. MS. Adv. Lib. David I. 2. 31, Vol. I.

³ He follows *Buchanan*, &c. The date was May 1530.

⁴ Bannatyne Club Edit. printed from Orig. MS. of the Scottish

copy, from which the Latin translation was made.

⁵ Quarto, 1830.

⁶ Children.

⁷ Redoubted.

estate bot payed to this Johne Armstrang ane tribut, to be frie of his cumber, he was so doubtit in Ingland. So, when he entred in before THE KING, he cam verrie reverentlie with his forsaide number, verrie richlie apparrelled, trusting that in respect he had cum to THE KINGIS grace willinglie and voluntarlie, not being tane nor apprehendit be THE KING, he sould obtaine the mair favour. But when THE KING saw him and his men so gorgeous in thair apparrell, and so many braw men vnder ane tirrantis commandement, throwardlie¹ he turned about his face, and bad tak that tirrant out of his sight, saying, 'Quhat wantis yon knave that a King sould have?' But when *Johne Armstrange* perceaved that THE KING kindled in ane furie againes him, and had no hope of his lyff, notwithstanding of many great and fair offeris quhilk he offered to THE KING; that is, that he sould sustene him self with fourtie gentlemen, ever readie to awaite vpoun his Majestie's service, and nevir to tak a pennie of Scotland, nor Scottis man; secondlie, that thair was not ane subject in Ingland, Duik, Earle, Lord, or Barroun, bot within ane certane day he sould bring ony of thame to his Majestie, either quick or dead! He, feing no hope of THE KINGIS favour towardis him, said verrie proudlie, 'I am bot ane fooll to seik grace at ane graceles face! Bot had I knawin, Sir, that yea would have takin my lyff this day, I sould have lived vpoun the Borderis in disphyte of KING HARIE and yow baith!—for I knaw KING HARIE wold doun-weigh my best hors with gold to knaw that I war condemned to die this day!' So he was led to the scafold, and he and all his men hanged. This being done, THE KING returned to Edinburgh the xxiiij day of Julij, and remained meikle of that winter in Edinburgh.'

The place where this execution took place is still pointed out to strangers, being at *Carlenrig Chapel*, about ten miles above Hawick, on the high road to Langholm. *Sir Walter Scott* adds, 'the country people believe, that, to manifest the injustice of this execution, the trees² withered away! *Armstrong* and his followers were buried in a deserted churchyard, where their graves are still shown.'³

With the following interesting extract from the Books of THE PRIVY SEAL of Scotland, the Editor will conclude this Notice, which has extended to a greater length than he had anticipated.

'(Jul. 8, 1530.)—ANE LETTRE maid to ROBERT LORD MAXWELL, his airis and assignais, ane or ma, of pe GIFT of all gudis movabill and vnmovabill, dettis, takkis, obligationis, sovmes of money, giftes of nonentres, and vperis quhatsumeuer, quhilkis perteneit to vmquhill JOHNE ARMSTRANGE, bruper to *Thomas Armstrang of Mangertoune*, and now pertenyng to our soverane lord be resounne of eschete throw JUSTIFYING of pe said vmq^{le} JOHNE to pe deid for Thift committit be him, &c. (*At Preistif-hauche, per Signaturam REGIS et Thesaurarij manibus subscript.*)'

It is hardly necessary to remark, that the persons who occur in the following memorandum, preserved in the Justiciary Records, must have been taken long after this remarkable transaction.]⁴

Apr. 1.—JOHN ARMESTRANG, '*alias Blak Jok*,' and Thomas his brother, Convicted of Common Theft, and Reset of Theft, &c.—HANGED.

Oppression and frauds committed by Messengers at arms.

Apr. 29.—JOHNE ADAMSOUN, David Lowry, and twenty-three others, Messengers at arms, 'CONVICT be ane Affise, for commoun Oppressioun done be paim to our soverane lordis liegis, in executioun of pair offices, mony and diuerse wais: And specialie, quhen pai mak summondis vpone personis to pass vpone Inquestis or Affise, pai sell, takkis buddis⁵ and rewardis of Gentill menne, and caussis paim to abide at hame; and in defalt of sufficient novmer, pe personis pat

¹ In displeasure, in a *thrawin* or *crabbit* humour, frowardly.

they had been hanged. ³ *Minstrelsy*, I. 120.

² The growing trees on which

⁴ See Trials of various of the Armstrongs,

Oct. 30, 1535, Feb. 21, and Mar. 13, 1535-6.

⁵ Take gifts or bribes, corruptly.

rase Letteris tynis¹ þe famyne and þair geir, coftis, and expensis maid vpone þe famyne: And þai summond and cauffis cum furthe povr and fimple persons þat has na thing to gif þame to lat þaim abid at hame, quhilkis has na knaulege to decide vpone ony doutsum materis: And for commone Oppreffouris of our fouerane lordis liegis, in taking of buddis and rewairdis, mair þan pertenis to þame, be refone of executioun of þair office.'

Messenger falsifying his Execution — Taking bribes, &c.

ANDROW MARSAR, Messinger, 'CONVICT be ane Affise for þe reffaveing of our fouerane lordis Letteris fra Johne Striueing of þe Kere, kn^t, for to put in his pleuche in þe landis of Kynloch, and to remove all vperis þairfra; and reffaut worthe xx li. for his laubouris. Quhilk executioun he grantit to haue maid, and indorfate þe samyn vpone þe saidis Letteris, and put his signete þairto: And þaireftir, be vper sollicitatioun, come in presens of þe Lordis of Counsale, and grantit þe said indorfatioun, and denyit þat he maid þe Executioun. For þe quhilk, þe saidis Lordis, herand him grant his avne falsset, gart put him in þe Castel of Edinburghe as ane faltour, becaus in þair presens he grantit his avne falsset, as said is.'

Masterful Reiving and Oppression by a Messenger.

ANDROW MURRAY, Messinger, 'CONVICT for art and part of þe Maisterful Refe and Oppressioun done to Johne Maxwell in þe Haltoun of Ogiluy, in þe maisterfull refe fra him of ane blak horse and ane mare furth of þe Haltoun of Ogiluy, and had þame away, and sald and disponit þaim as he plefit.'

'Dome' against Messengers who were 'fugitive from the Law.'

WILLIAME CRISTESOUNE and eleven others, being 'fugitive from the law,' the following 'Dome,' or sentence, was pronounced against them.

SENTENCE against the fugitive Messengers.

'THE LORDS Ordanit, þat fforfamekill as þe saidis personis quhilkis wer fugitive þe said day, and comperit nocht, þat þai haue tynt,² and fall tyne, þair offices, and neuer to brouk nor vse þe samyn in tyme to cum; and þat oppin proclamatioun be maid at þe Mercate croce of Ed^r, one Mononday nixt to cum; chargeing þaim, þat nane of þaim exerce nor vse þair officis in tyme cuming, because þai wer chargeit to haue comperit befor þe Justice or his deputis þe said day, to haue vnderlyin ane Affyse, and failzeit þairintill. And alse, þat Letteris be writtin to charge þe saidis personis quhilkis wer Officiaris, to compere and vnderly þe law, before þe Justice or his deputis, in þe Tolbuth of Ed^r, þe xxvij day of Maij nixt to cum, for certane crymes to be imput to þaim, vndir þe pane of rebellious, and putting of þame to þe horne. And gif ony of þaim beris our fouerane lordis Armis,³ or makis

¹ Lose.

² Lost.

³ Each Messenger-at-arms had a badge called his *blazon*, on which was prominently stamped the Royal Arms. This official badge, together with his baton, or 'wand of peace,' as it was termed, he required openly to produce and exhibit at all poindings, and in cases of deforcement, &c., in proof of his office. See Nov. 18, 1511; Oct. 11, 1531, (*Notice*); and Jul. 23, 1566 (*Note*), for farther particulars.

Executioune of ony maner of Letteris or chargis in tyme to cum, thai falbe tane incontinent, HANGIT and drawin, and demanit as oppin traytouris, and vſurperis of our ſouerane lordis autorité. And that pe ſaidis perſonis be callit before our ſouerane lordis Juſtice or his deputis, pe ſaid xxvij day of Maii nixt to cum, to vnderly pe law for certane crimes to be imput to pame, as ſaid is. ITEM, it is ſtatute and ordanit, pat all Officiaris pat reſſauis ony Letteris of panys or lauborrowis, pat incontinent eftir pair executioun pair of, deliuer paim again to pe Juſtice Clerk indorfate; with certificatioun to paim, pat and¹ pai failze pairintill, pat our ſouerane lordis Letteris falbe tane fra pame incontinent, and (pai) fal tyne pair officis for euer in tyme to cum.'

Violence committed by the Prior and Convent of Pittenweem— Slaughter.

[THE prosecutions and the Feuds which are noticed in the three subsequent entries, arose from the following circumstances, which, being illustrative of the spirit of these times, the Editor thinks it may be interesting to state rather more fully than usual. The assignees to the tack of the mill and eighty acres of the lands of Pittenweem, having sued before the Lords of Council, their Lordships, with consent of John, the PRIOR, and Mr Robert Forman, Dean of Glasgow, the USUFRUCTUARY of PITTENWEEM, ordained that Andrew Wood, and failing him, one of the King's Officers, should gather the corns growing on the lands, until the final decision of the suit. The King's Officer (Lawrence Bickerton, a Messenger-at-Arms) attempted to serve his Letters upon THE PRIOR, on Sep. 7th, who directed him to delay taking any steps for cutting down the crop until the next day. In the meantime, the Prior set off for Edinburgh; and on Bickerton's return on the 9th, the Sub-Prior and Convent threatened him in the most violent manner. He reports in his *Execution of Deforcement*, that they said 'pai wald deforce him, and baid him depairt, or ellis his feit ſuld be worthe xxiiij pair of handis!' On the 11th, he again went to gather and lead in the corns, when he found the Sub-Prior and his servants busily engaged in reaping them, and who again threatened personal violence. He returned on the 12th and 13th, but there being 'bot Religiufe menne and preiftis, hynis,² wifis,³ and barnis, quhilkis war nocht riſponſale to our ſouerane lord, gef he had takin deforce,' he deſired them to ſend for Andrew Wood of Pittenweem, John Brown of Anſtruther, the Laird of Balcasky, or ſome other 'riſponſale' perſons to ſtop him, ſo that he might indorſe his Deforcement, and depart—which they plainly reſuſed. He therefore, on the 14th, got *William Diſchinton of Ardrosſe*, James Sandelandis of Cruvy, and other nine perſons, to aſſiſt him in the execution of his Letters, 'with xl wifis and fallowis, or pairby, to ſcheir and leid pe ſaid cornis;' when the Prior and Convent, with 'pair complices to pe nowmer of thre hundrethe perſonis, bodin in feir of weir, wyth hagbutis, culveringis, croce-bowis, hand-bowis, ſperis, halbertis, axis, and ſwerdis, come in arrayit batell, wyth convocatione, and ringing of pair commoun bell,' fell upon them, and 'ſchote diuerſe pecis of artilzeary' at them. Bickerton then formally exhibited his Letters, and required ſecurity from the Prior to the extent of 500 merks, ſhould he chooſe to retain the corns—or, on the other hand, offered the Prior ſecurity for 1000 merks, if the crop was reaped under authority of the Letters. All terms, however, were rejected by the Prior—and on the Meſſenger and his party retiring, they again 'ſchote artilzeary' at them, and hurt ſeveral of them. And thus they 'maifterfullie deforſit him, in the executioun of his office, quharvpoun he brak his wand, and tuk witnes,' &c. Theſe facts are luckily preſerved in the Letters and executions; which, however, are by far too prolix to be inſerted in this Collection.]

Oct. 11.—WILLIAM DISCHINGTOUN of Ardrosſe, James Sandelandis of Cruvy, Thomas Wemys of Vnthank, William Gurlaw of Kyncrag, John Lundy

¹ An; if.² Hinds.³ Women.

of Stratherlie, Mr Thomas Meldrum of Segy, William Lummisdene of Ardré, John Mailuile, the young Laird of Carnbee, and forty-five others, were denounced Rebels and put to the horn, and all their goods escheated, for not underlying the law for art and part of the cruel Slaughter of James Borthuik, John Anderfone, and John Balzeart. The respective cautioners were, at same time, americiated for their non-entry.

Oppression — Convocation — Deforcing a Messenger, &c.

ALEXANDER SWAN, and above eighty others, found caution to underly the law at the next Justice-aire of Fife, for art and part of the Oppression done to John Gourlaw, in wounding him; for Convocation of the lieges, and forethought felony done to William Dischingtoun of Ardross, invading him for his Slaughter; and for Deforcing Laurence Bickertoun, the King's Officer.

Oppression — Mutilation — Deforcing a Messenger, &c.

JOHN ROWLL, PRIOR OF PITTINWEME, Patrick and Bartholomew Forman and fix other Canons, Mr Alexander Ramfay Rector of Mukkert, Sir James Ramfay and three other Chaplains, and John Blaccader Parish clerk of Sawling, were replegiated by Mr John Williamsoun, Commissary to the Archbishop of St Andrews; and found Sir John Sinclair of Dridane as his cautioner, that justice should be duly administered.

Jonet Lady Glammis.

Nov. 29.—SILVESTER HADDANE of Kelour, John Ogilvy of Balnagrow, William Blare of Balgillo, Patrick Gardin of that Ilk, and fix others, americiated for not appearing, and passing on the Affise of JONET LADY GLAMMYS.¹

Cattle-stealing.

Dec. 19.—MICHAEL SCOT Convicted of art and part of the Theft and concealment of xxij oxen and cows from the Lord of St John's and his poor Tenants, furth of the Lands of Falhouse.—SENTENCE. To be SCOURGED through the burgh of Edinburgh; and afterwards led to the tron thereof, both of his ears to be cut off; and to be BANISHED for the whole term of his life: And never to return therein, under the pain of death.

Violently seizing King's Letters from a Messenger.

Jan. 22, 1531-2.—JOHN LORD LILE found James Betoune of Melgund surety for his entry before the Justice, on Feb. 2, next to come, to underly the law for the violent seizing of the King's Letters from Cuthbert Hew, purchased

¹ See Jan. 31, 1531-2, &c. and Jul. 17, 1537.

upon the Slaughter of Alexander Hew, his brother; and for detaining thereof in defraud of law; after being required thereto by Robert Champnay, Messenger.

Lady Glammys — Using Charms against her Husband, &c.

Jan. 31.—JONET LADY GLAMMYS found John Drummond of Innerpeffery as surety for her appearance at the next Justice-aire of Forfar, to underly the law for art and part of the Intoxication¹ of JOHN LORD GLAMMYS, her husband; and of Refetting Patrick Charteris, Rebel, and at the horn.

Feb. 2.—WILLIAM FOWLARTOUNE of Ardoch, David Striueling of Brecky, John Bruce of Fyngask, William Drummond of Abernyte, the Lairds of Culterny, Parbroithe, Petfurane, Balmaschennax, Duncany, Culluthy, Pyotstoun, Gagy, and Roucht, Henry Ramfay of Laweris, and Alexander Drummond of Carnock, were amerced for not appearing to pass on her Affise.

Feb. 26.—WILLIAM LORD ROTHUENE, Lawrence Lord Oliphant, the Lairds of Moncreiff, Tulybardin, Culluthy, Innernyti, Anstruther, Petcur, Petkindy, Inchefture, Clatty, Gorthy, Cultoquhay, Kelly, Ouchterley (Auchterless?), Bal-luny, and Thomas Berclay of Rynd, were amerced for not appearing this day to pass upon LADY GLAMMYS's Affise.²

Caution for the sure keeping of the House of Adrintoune.

Feb. 2.—(APUD EDINBURGHE, *in camera domini REGIS infra Palacium suum Sancte Crucis, die secundo mensis Februarij, viz. in festo Purificationis B. Marie Virginis.*) 'THE quhilk day þe KINGIS grace, in presens of þe Chancellare, Bischop of Galloway, Lord Flemyng, and diuerse vperis Lordes, callit Nicholace Craufurd, Justice-Clerk, before him, and ressauid *Alexander Home* souerte for þe sure keping of þe HOUSE OF ADRINTOUNE, in tyme of peax, during þe tyme of þe Takkis þat he sal happin to get pairof of þe *Lard of Basse*; swa þat na falt salbe imput to þe Lard of Basse be þe Kingis grace, anent þe keping of þe said Houffe, induring all þe tyme of þe said Alexanderis Takkis pairof.'

Oppression — Wounding — Mutilation.

Mar. 23.—DAVID KINCAID in Cottis, natural son of David K. of Cottis, Patrick and David, his natural sons, Thomas Robefone, Alex. Wilfon, and Patrick Kincaid, found caution (Henry Wardlaw of Kilbabertoune) to appear befor the Justiciar, May 7, and underly the law for art and part of the fore-

¹ It is supposed that this must refer to the alleged dealing of that unfortunate Lady in enchanted drugs, filtres, poison, and charms, &c. ² This repetition of Assisers, being all men of considerable rank and station, suffering themselves to be fined in default of their appearance, speaks strongly in favour of the popular feeling against the steps adopted to take away the life of Lady Glammis. See her Trial, Jul. 17, 1537.

thought felony and Oppression done to John Petcarne, servant to Sir James Towris of Innerleith, kn^t, setting upon him in the burgh of Edinburgh, and cruelly Wounding him in fundry parts of his body, in peril of his death: And for art and part of feloniously Wounding and Mutilation of James Wilfone in his right arm.—Nicholas Ramfay of Dalhouffy, Sir James Sandelandis of Caldor, kn^t, George Prestoun of that Ilk, William Lauder of Haltoun, Sir William Sinclair of Roslyne, kn^t, John Pennycuke of that Ilk, and Alex. Dalmahoy of that Ilk, were amerced for not appearing to enter on this Affise.—May 7, Robert Logane of Cotfeild became cautioner for their entry on Jul. 10, when the case was put off till Jul. 31 and Aug. 7.

(Aug. 7.)—SENTENCE. David K. Warded in the Castle of Edinburgh for the Mutilation of Wilfon, and David, junior, and Patrick also warded within the Castle.—JAMES WILSON and David Walter were also warded for Hamefuckin and Oppression done to David Kincaid, junior, in the village of Dene.

Usurpation of the King's Authority — Imprisonment — Theft, &c.

Apr. 23, 1532.—ROGER CHARTERIS denounced Rebel, and his goods ordained to be escheated, for not appearing this day to underly the law for art and part of the Ufurpation of his Majesty's authority, in violently taking Edward Craufurd, burgess of Edinburgh, John Wilfon, his servant, and umq^{le} Robert Wardlaw, upon the Common-mure of the burgh of Edinburgh, and forcibly leading them to the Castle of Temptalloun, and detaining them therein in firmance: And for art and part of Reiving from them three horsis, with saddles, bridles, &c. and 5 l. in money.

Oppression Done to Laird of Congeltoun.

May 6.—SIR PATRICK HEPBURNE of Wauchtoun, kn^t, John Hepburne, son of Luke H., and others, dilated for art and part of the forethought felony and Oppression done to the Laird of Congiltoun, Sir Henry Hay, chaplain, and others, his servants.—The Lairds of Cragmelour and Swyntoun, Alex. Home of Polworth, and William Dowglass of Quhitteame, and three others, were fined for not appearing on the Affise.—John Hepburne was denounced Rebel, &c.

Slaughter.

Jul. 3.—ROLAND LINDESAY, ALAN LOKHERT OF LEE, and William Mosman, CONVICTED of art and part of the cruel Slaughter of Ralph Weir.¹—BEHEADED.

¹ Sir George Weir, chaplain, was replegiated by the Archbishop of Glasgow to underly the law for the same crime. John Lord Erskin became cautioner that justice should be administered.

Slaughter.

Jul. 8.—WILLIAM BROTHERSYDE Convicted of art and part of the cruel Slaughter of Thomas Smythe.—BEHEADED.

Mutilation — Minor sent beyond Sea to the Schools, &c.

Jul. 9.—JOHN INGLIS of Kilmany, Alexander his son and heir-apparent, John Mailuile young Laird of Carnebee, and others, dilaited of art and part of the Mutilation of John Clerk. In consequence of the following remarkable writing, William Inglis, a minor, was ordained 'to pass furth of judgement without finding of ony new fouerte to vnderly the law.'

JAMES, be ye grace of God, King of Scottis. To our Justice General, &c. in pat pairt, and to all vperis our officeris, lieges, and subiectis quhatsumeuer, to quhais presens pir our Letteris sal cum, Greting. WIT 3e ws to have specialie Respett and Licenciat, and be pir our Letteris Levis and Licenciatis our louit *Williame Inglis*, sone to Johne Inglis of Kilmany, to pass in ye pairtis beyond ye sey to ye sculis,¹ with his eme² Walter Ramsay; and pare to remane and abyde for ye space of vij 3eris. And pairfore, will pat he be nocht callit nor accusit for ye allegit Mutilatioun of Johne Clerk, becaufe of his less-age³ and innocence he standis in, being bot ane barne, quhom we have sene brocht in our presence, and vnderstandis him delatit bot of his malice, confidering his 3outhhede. CHARGEING 3ow Herefore, all and findry our officeris, liegis, and subiectis forsaidis, pat nane of 3ow tak vpone hand to call, arrest, or jorney ye said Williame Inglis nor his fouerteis for ye allegit cryme forsaide, during his away-biding and xv dayis pairefter. Dischargeing 3ow of 3our offices in pat pairt, be pir our Letteris. GEVIN vnder our Signete, and subscriuit with our hand, at our Castell of Striueling, ye vij day of Aprile, and of our regne ye xix 3ere. [JAMES R.]

Burning of the Place of Lag — Theft — Oppression, &c.

Jul. 27.—GILBERT GREIR, in Bardannache, Peter and Robert Greir, his brothers, dilaited of art and part of the Fire-raising and Burning of the Place of Lag, under filence of night, in company with John Bell, alias *Jony*, Andrew, his brother, Rolland Bell and their accomplices, common Thieves and Traitors of England and Liddisdail: And for the theftuous Stealing from John Greir-sone of Lag, at the same time, of a horse and all his gudes, valued at 500 merks: And for art and part of the forethought felony and Oppression done to Alex. Castellaw, and others, servants of the Laird of Lag, and cruelly Wounding them, in peril of their lives.—Patrick, Master of Halis, became surety for their entry to underly the law at the next Justice-aire of Drumfreise.

Intercommuning with the Earl of Angus, &c.

ADAM LINDESAY, of Dowhill, found caution to underly the law, at the next Justice-air of Fife, for Resetting, Intercommuning, and Assistance given and afforded to Archibald, late Earl of Angus, and Archibald Douglass, his uncle, Traitors and Rebels—after their forfeiture, &c.

¹ Schools.² Maternal Uncle.³ Minority.

Banishment.

Aug. 8.—ROBERT LEKPREVIK¹ Banished, by Warrant of the King, furth of the Kingdom of Scotland. He was sworn, in Judgment, to remove within xl days, under pain of death.

Treasonably Intercommuning with the Earl of Angus.

Nov. 8.—KATHERINE RUTHIRFURD, Lady Trakware, was denounced Rebel, and all her goods ordained to be escheated, for not appearing this day to underly the law, for treasonable assistance given to Archibald, formerly Earl of Angus, George and Archibald Douglas, his brother and uncle; and for Refetting, supplying, and Intercommuning with them, and daily converfing with them, within the kingdom of England, and secretly in Scotland, &c.

Abiding from the Raid to the West Marches.

Feb. 8, 1532-3.—SYMON M'CULLOCH, of Myreton, and a number of Galloway and Ayrshire Lairds, were denounced Rebels, for treasonably abiding from the Host and Army to the West-Marches, towards England, with the King's Lieutenant, on Jan. 5 last.—Many produced certificates of sickness, Licences from the King and Lieutenant, and were discharged.—The following is a specimen of the Licences which were usually granted on such occasions:—

LICENCE for Mr William Montgomery of Stair.

REX,

WE, vnderstanding pat our louit MAISTER WILLIAM MONTGOMERY of pe Stare, is feik, and may nocht mak travell without danger of his life; and pat his sone and apperand are, with his houshold, according to his estate, is to depart to our BORDOURIS, withe our derrest broper, James Erle of Murray, our Grete Wardane and Lieutenant, for pe defence of our realme, and resisting of our ald inemys of Ingland: HEREFOR We grant and gevis Licence to pe said Maister Williame to remane and bide at hame fra pis our Oist and Armye, now devisit to pass to pe Bordouris pe v day of Januare instant, to pe effect forsaid: And he fall incur na danger nor skayth throw his remanyng and away-biding fra pe samyn, in his persoune, landis, or gudis; and fall nocht be callit nor accusit pairfore: Dischargeing all our Officiaris present and to cum; pat is, our Justice, Justice Clerk, and Thesaurare, and all vperis our Officiaris and Ministeris of Court pairof, and of pair officis in pat pairt: And for his non-comperance to our said Oist and Armye, We, be pe tenour hereof, dischargis all calling or accusatione pat may follow pairupoune, nochtwithstanding ony our Letteris or Proclamatiounis maid or to be maid to pe contrar: Anent pe quhilkis, We dispense with, be pir presentis, subscriuit with our hand, AT EDINBURGHE, pe secund day of Januare, the 3ere of God Im.Vc. xxxij 3eris, and of our regne pe xx 3ere.

[JAMES R.]

It has also been thought proper to preserve the following remarkable Act of the Privy Council, which is engrossed in the Books of Adjournal.

The Declaratioun maid be the Lordis of Council,

' quhat is ane substancial man.'

APUD ED^R., ix Feb., anno Im.Vc. xxxij, in Hospicio domini Cancellarii:

¹ Probably the Scottish printer. It is likely that his crime was printing and selling Heretical books.

SEDERUNT, *Cancellarius, Candidecase, Cambuskynneth, Kynlofs ; Domini Erskin, Sympill, Clericus Registri, Jacobus Hammiltoun, Johannes Campbell, Rotulator, M. Ad. Otterburne, Nicholaus Craufurd, Jacobus Lauson, et Franciscus Bothuile.*

THE Lordis of Counsale, for declaratioun of þe Actis and Proclamationis maid be þe Kingis grace and Lordis of his Counsale, charging all Baronis, ffrehaldaris, and vperis subftancius men of þis realme to cum to his BORDOURIS, quarterly, for defence of þis realme, Findis and Declaris þat ane man, havand in his poffeffioun ane hundreth pundis worth of gudis, fteilbow¹ and ferm of þat zere alanerlie except, is haldin and reput ane subftancius man ; and is haldin to vnderly þe charge of þe Actis and Proclamacionis.

Fire-raising — A woman sentenced to be drowned.

Apr. 26, 1533.—JONET ANDERSONE Convicted of art and part of Fire-raising and Burning of a byre of the Laird of Rossythe, and fixty oxen and eleven cows therein.—DROWNED.²

Murder — Stouthreif.

May 12.—HENRY BIKKERSTOUNE Convicted of art and part of the cruel Slaughter and Murder of Robert Sym, committed at Struther, in Fife, near Clatty-dene : And of Stouthreif from him of certain goods, at the fame time.—BEHEADED

Letter from the King as to ' the ordour of Justice-Courtis.'

Jun. 16.—William, Bishop of Aberdene,³ Treasurer, presented the following LETTER from THE KING ; which was ordained to be recorded.

REX,

JUSTICE and Justice Clerk. Forfamekill as þe ordour of our Justice Courtis ar gretumly⁴ abusit, be continuaciounis and dischargis pairof, and ficlike, be discharging of fouerteis for entering of personis at our saidis Courtis, and of personis to enter to þe samyn, discharging þe vnlawing of þare fouirteis, quhilkis passis vndir our subscripcioun and vpirwise : WE, for remede hereof, Will and alse Commandis and chargis 3ow, þat 3e, for nane our writingis, command, or priuate takinnis, mak na continuaciounis of our saidis Courtis, nor stop nor lat⁵ to hald þe samyne, nor discharge ony fouirteis to enter ony persounis to our saidis Courtis and dais of law, or of ony persounis to enter to þe samyne ; nor 3it discharge þare fouirteis and vnlawing of þame for ony our Letteris, command and charge messlage, or priuate takyne, in ony tymes cuming ; without 3e haif þe avise and consent of our Thesaurar exprefs þareto, be his hand writ or plane consent, vnder þe payne of tynsale⁶ of 3our Officis. GEVIN vndir our Signete, and subseriuit with our hand, At Edinburghe, þe first day of Februlare, and of our regnne þe xx^{ti} 3ere.

[JAMES R.]

¹ Goods and 'stocking,' the property of the landlord, then by no means uncommon, to encourage the industry of the poor farmers.

² The Editor has frequently had occasion to remark that this was the ordinary punishment of females for crimes of lesser magnitude. In cases of Murder, Treason, Witchcraft, &c. women were BEHEADED OR BURNED at the stake, according to their rank and aggravation of the offence, &c.

³ William Stewart, son of Sir Thomas Stewart of Minto.

⁴ Greatly.

⁵ Hinder ; let.

⁶ Loss ; deprivation.

Destroying Salmon-fishings on the River Dee.

Jun. 21.—JOHN MANGELOUS¹ in Treif, Sir John Irland, Chaplain, and three others, delaited of art and part of the Oppression done to Henry Bishop of Whitehorn, Commendator of Dundranane and convent thereof, in breaking their 'dooks,'² and Fishing in the water of Dee, under silence of night, and destruction of the 'fymmeris'³ and 'hekkis' thereof: And for striking their servants. Robert Lord Maxwell was fined for their non-appearance, &c.

[*Archibald Earl of Argyle, Justice General.*]

Fire-raising — Destroying 'Poynd-faulds' — Deadly Feud.

Jul. 29.—JOHN LORD FORBES, John Master of Forbes, his son and heir apparent, William, his brother, William F. of Corffinday, and William Stewart of Portarftoune, find surety to appear at the next Justice-air of Aberdeen, to underly the law for art and part of the treasonable Fire-raising and destruction, under silence of night, of certain 'poynd-faldis,'⁴ belonging to George Earl of Huntlie, built of wood, for the preservation of his cattle, in his Forest of Coriny.⁵

Murder of the Laird of Craiganis and his servant.

Aug. 19.—SIR JOHN SYMPILL, Vicar of Erskin, accused of art and part of the cruel Slaughter of William Cunynghame of Craiganis and Robert Alanesoune, his servant.—The Archbishop of Glasgow replegiated the pannel to his Church Courts.—John Brisbane of Bischoptoune became surety for the due performance of justice.

[*Archibald Earl of Argyle, Justice General.*]

Murder of the Laird of Craiganis and his servant.

Aug. 20.—JOHN LORD SYMPILL, Robert Master of Sympill, his son and heir apparent, Gabriel S. of Ladymure, his brother, and William, his son,⁶ John Stewart of Barsquyb,⁷ John Sympill of Foulwod, John Sympill, young Laird of F.,⁸ Mathew Sympill,⁹ and a great number of others, found surety to appear before the Justice, on Nov. 17, to underly the law for the Slaughter of the Laird of Craiganis and his servant.—(Nov. 17.) The Justice General appointed Robert Lord Maxwell and Thomas Scot of Pitgorno to be his deputies

¹ Probably a clerical error for Manzelaws, (Menelaws?) ² Probably Cruive-dikes. ³ Sometimes written simmer; the beams on which the *hecks* or spars, formed like a horse-rack, were fastened. The *heck* was regulated to be of a certain width, to permit the fry and smaller fish to escape for breeders to keep up the stock in rivers, &c. ⁴ Pin-folds; pens for sheep. ⁵ May 10, 1536, the parties found caution to underly the law at the next Justice-aire of Aberdeen. ⁶ The amount of their caution was 1000 merks each. ⁷ Barscube. ⁸ 500l. each. ⁹ 1000 merks.

for trying this case.—(Nov. 18.) A number of persons were denounced rebels, and put to the horn, &c.—(Nov. 20.) The Justices took surety of Lord Sympill, &c. to underly the law before the Justice, at the next Aire of Renfrew.

Murder of the Laird of Craiganis and his servant.

Nov. 12.—ALEXANDER PYNCArtouNE and John Bryntschele Convicted of art and part of the cruel Slaughter of the Laird of Craiganis and his servant.—BEHEADED.

Stouthreif — Clan-Gregor.

Nov. 15.—MALCOLM M'COULE-KERE M'GREGOUR, Duncan and Patrick, his brothers, accused of Stouthreif, in company with fundry Rebels of THE CLAN GREGOUR, in October last, of xl cows, from Alexander Earl of Mentethe, and William Master of Mentethe, his son, furth of their lands and possessions. Failing to appear, they were denounced Rebels, and put to the horn, &c.

Feud between the Cunynghames and Sempills.

Nov. 20.—ALEXANDER CUNYNGHAME, son and heir apparent of William Master of Glencarne, Andrew, his brother, David C. of Robertland, Robert C. of Auchinberry, Robert C. of Aket, and William his son, Adam C., Tutor of Laglane, John Campbell of Ardoch, Thomas Craufurd of Auchinamys, and thirty others, found caution, (viz. the Master of Glencarne, William C. of Glengarnok, John C. of Caprintoune, . . . C. of Cunynghameheid, Gabriell C. of Craganis, David C. of Robertland, and Robert C. of Aket,) to underly the law at the next Justice-aire of Renfrew, for Umbefetting the High-way, by way of Murder, to WILLIAM LORD SYMPILL, lying in wait for his Slaughter, with a great company, between his Castle of Sympill and his Place of Lovell, on the fifth and seventh days of August last.

Feud between the Cunynghames and Sempills.

WILLIAM CUNYNGHAME of Glengarnock, David C. of Robertland, and Robert C. of Auchinhervy, with sixteen others, found caution to underly the law at the same Justice-aire, for art and part of the forethought felony and Oppression done to Robert Snodgers, Mark Sympill, and Patrick Young, coming with convocation of the lieges to the number of 100 persons, in warlike manner, on the (3d ?) day of September last, within the lands of the said Robert, and forcibly seizing and imprisoning him, &c.—The parties, both Cunynghames and Sempills, were bound over to keep the peace, under the pains of 5000, 2000, and 1000 marks each, according to their respective ranks.

Manifest and Wilful Error on Assise.

Nov. 22.—BERTHOLOMEW HERYS Convicted for Manifest and Wilfull Error, in his procuring or being with others his colleagues upon the Affise of John Makilrewy, James Makgee, and John Scaillis, and declaring them to be acquitted and innocent of art and part of the Theft and concealment furth of the chamber of Sir James Macbraar, Chaplain, within the burgh of Dumfreis, in the month of October 1532, of a box containing 400 l. in gold, and jewels worth 100 l., or thereby; together with fundry Letters, Charters, and other evidents belonging to Thomas Macbraar, burges of Dumfreis, and entrusted by him to the custody of the said Sir James.—To be INCARCERATED for year and day; and farther, during the King's pleasure. All his moveables to be escheated.

[*Archibald Earl of Argyle, Justice General.*]

Hindering the Wardens of the Marches, &c. from apprehending Rebels, &c.

Feb. 5, 1533-4.—THOMAS KIRKPATRIK of Clofeberne, Gilbert and Cuthbert Greir, brothers to the Laird of Lag, (John Greirfone,) William Johnestoun, *alias Wylkyne*, of Escheschellis, and four others, become in his Majesty's will for Resetting, Supplying, and Intercommuning with John Blythe and sixteen others, Sep. 27, 1533, being servants of Sir Alexander Kirkpatrik of Kirkmichaell, kn^t, and all Rebels to the King: AND for assistance afforded to the said Rebels the same day, with Convocation of the lieges in great numbers, armed in warlike manner, and hindering ROBERT LORD MAXWELL, Steward of Kirkcudbrycht, and WARDEN OF THE WEST MARCHES, and Ninian Crechtoun, SHERIFF OF DUMFREIS, from apprehending the said Rebels, by virtue of his Majesty's Letters directed to them; and thereby they could not be delivered up to justice, conform to the laws of the realm. THE Laird of Clofberne, Wylkyne Johnestoun, and Cuthbert Greir were INCARCERATED in the Castle of Edinburgh. The others found surety.

[*William Earl of Montrose, John Lord Erskin, Sir James Hammiltoun of Fynnert, knight, and Mr James Lawfoun, Provost of Edinburgh, Justiciars specially constituted by Commission, &c.*]

Slaughter of the Laird of Craiganis and his servant.

Feb. 23.—JOHN STEWART, Cousin of the Laird of Barskib, Mathew Sympill, servant of the Laird of Stanlee, and James Kirkwod, dwelling at the Kirk of Kilbarchane, CONVICTED of art and part of the cruel Slaughter of William Cunynghame of Craiganis, and Robert Allanesoun, his servant — BEHEADED.

Persons amerced for being absent from the Affise.

Alexander Drummond of Carnok, John Galbrayth of Polgave, John Grierfone of Lag,
 Mungo Lindefay of Ballull, Pat. Buchquhannane of Stanyflat, Eduard Synclare in Lefuaid,
 Humphrey Galbrayth, Tutour of James Edmonstoun, uncle of the William Stewart of Trakware.
 Culcreuch, Laird of Duntreithe,

GABRIEL SYMPILL was proved to be sick, by Sir Patrick Bryfoune, Curate of Lochuingeocht, and witnesses. William Lord Sympill (his brother) became cautioner for his entry.—(Apr. 29, 1534.) Lord Sympill was fined 1000 merks for his non-entry; and the said Gabriel denounced Rebel, &c. and all his moveable goods to be escheated.

(Feb. 26.)—ROBERT MASTER OF SYMPILL was denounced Rebel and put to the horn, for not appearing to underly the law; and all his moveables to be escheated, &c. William Lord Sympill was fined 1000 merks for not entering his son.

Slaughter of the Laird of Craiganis and his servant.

Feb. 26.—WILLIAM LORD SYMPILL, John Sympill, senior in Auchlodmont, John Cunynghame junior, Robert Sympill brother of the Laird of Foulwod, Murdoch Sympill, Robert Spreull, William Crag in Syde, and Patrick, John, and Robert, his brothers, were all ACQUITTED by an Affise, for art and part of the Slaughter of the Laird of Craiganis and his servant: And for Refetting, Supplying, and Intercommuning with David Sympill, son of the said Lord Sympill, John Sympill junior in Auchlodmont, William Lufe (Love), Ranald Lufe, John Spere, and Gyllis, Rebels and at the horn for the said Slaughters; and with others their accomplices, being also at the horn for the same Slaughters.

ASSISA.

John Lord Lindefay of the Byris,	The Laird of Riddale,	Edward Sinclare of Drydene,
George Lord Hume,	Charles Mowat of Bufbie,	William Vache of Dawik,
Alex. Dalmahoy of that Ilk,	Arch. Dowglafs of Cafchogill,	William Murray of Romannose,
Archibald Farnely young Laird	John Cranftoun of that Ilk,	Robert Dowglafs of Pumfraftoun.
of Braid,	James Ker of Merfingtoun,	

The following persons were amerced for not passing on this Affise.

Absentes ab Affisa.

The Laird of Amysfeild, Andrew Ker of Grenehede, James Ker of Lyntoun, George Hoppringill in Sanct Johnnis Chapell, Mr George Hay of Minzeane, Robert Borthuik of Raschaw, the Laird of Prentado, James Bowmaker of Cardone, the Laids of Fawfide, senior and junior, James Hoppringill of Tynnes, Walter Lekky of Croy, Richard Lekky of that Ilk, Mr Thomas Ker in Sounderlandhall, and the Laird of Howpasslot.

In consequence of this acquittal, the following Supplication was presented to THE LORDS OF PRIVY COUNCIL, and granted by their Lordships on the same day.

SUPPLICATION for Gabriel Cunynghame, son and heir of the deceased Laird of Craiganis, to bring the above ASSISE to Trial for Wilful Error, &c.

MY LORDIS OF COUNSALE, vnto your l. humelie menis (*complains*) and schawis we your seruitoris,

GABRIEL CUNYNGHAME, sonne and air of vmq^{le} William Cunyngham of Craganis, and pe remanent of pe kin and freindis¹ of the said vmq^{le} William. THAT quhair WILLIAM LORD SIMPLE and his complices, beand putt to the knowlege of ane Affise, for art and part of pe creull Slauchter of pe said vmq^{le} William; and for Intercommunung, mainteinance, and resett of pe flaris of pe said vmq^{le} William, is quytt be pe said Affyse, wrangoullie and injustlie to our grate apperand² scaithe and dampnage,³ confidering his officiar and houshald men wis fylit.⁴ QUHAREFOR, we beseke 3our l. pat we may have ane command to pe Justice Clerk to gif ws pe names of pe persounis quhilk past vpoune pe said Affise, sua pat we may found our actione vpoune paim for pair Manifest and Wilfull Errour. According to justice, with 3our ansuer huimlie we beseke. [*Indorsed.*] APUD EDINBURGHE, *penultimo Fe^{ry} anno, &c.* xxxij. *Fiat ut petitur.* J. GUDE, de mandato Dominorum.

Slaughter of the Laird of Craiganis and his servant.

Feb. 28.—JOHN SYMPILL of Foulwod. The following persons were amerced for not appearing to pass upon his Affise for being art and part of the same crime.

The Young Laird of Bargany,	John Leuenax of Wodhede,	John Crenstone of that Ilk,
Charles Mowat of Bulbye,	John Buchquhannane, son of	Eduard Synclare in Lessuaid,
The Young Laird of Gereswod,	Rob ^t B. of Drummakill,	Thomas Makdowell in Stederig,
Robert Baillie of Gervestoune,	W ^m . Edmonstoun of Duntreithe,	John Houstoune of that Ilk.

[*Archibald Earl of Argyle, Justice-General.*]

Judicial Arbitration for the Compromise of certain Wounding, Mutilation, Invasion, &c.

Apr. 14, 1534. (*Apud burgum de Striueling.*)—THE quhilk day, comperit in jugement before pe said Justice, DAVID SOMERVILE 3OUNG LAIRD OF PLAYNE, one pat ane pairt, and DAVID SCHAW OF CAMMYSMORT, one pat vper pairt; quhilkis wer compromittit, bund, oblist and fuorne be pe faithis and treuthis in pair bodeis, pe Haly Euangellis tuichit, to abyde, vndirly and fulfill pe sentence, decrete, and deliuerance of pir personis vndirwritten: That is to say, ane nobill and mighty Lord, Williame Erle of Montrose, Lord Grahame, honorabill menne, James Coluile of Ester Wemys, Johne Striueling of pe Kere kny^t, Robert Bruce of Erthe, Alexander Schaw of Sauchy, Maister Robert Creichtoune, Prouest of pe College Kirk of Sanct Gele of Edinbur^t, and George Schaw of Knockhill, or ony thre of pame, chosin for pe pairt of pe said Dauid Schaw; Nobill and mighty Lordis, Hew Lord Someruile, Alexander Lord Levingstoune, Alexander Lord Elphingstoun, Niniane Setoune of Tulibody kny^t, Williame Lawder of Haltoune, Williame Mentethe of West Kerse, Maister Alexander Levingstoune of Donyphace, and John Someruile of Camnethane, or ony thre of pame, chosin for pe pairt of pe said Dauid Someruile, JUGIS ARBITRATORIS, and amicabill compositouris chosin betuix pe saidis pairties to know and decide: THAT IS TO SAY, in speciale anent pe Hurting and Mutilatioune of

¹ Blood-relations.

² Manifest, evident.

³ Loss, or hurt and damage.

⁴ Found guilty.

þe faid Daud Someruile, allegeit to be committit be þe faid Daud Schaw and his complices, and anent þe Inuasioune of þe faid David Schaw, allegit to be committit vpone him be þe faid David Someruile and his complices, þat samyn tyme; and generally, anent all vþeris depatis,¹ cauffis, querelis, actiounis and contrauerfiis quhatfumeuer, movit be ather of þe faidis pairties aganis vþeris, in ony tymis bygane, vnto þe day of þe date heirow: And þe faidis Jugis, or ony thre of þame chofin for ather² of þe faidis pairteis, fall convene and meit in þe Paroche Kirk of þe burcht of Striueling, þe first day of December nixt to cum, and tak þe faidis actionis and debatis in þame and vpoune þame, and commune³ pairintill; and deliuer in þe samyn betuix þat day and þe feste of þe Purificatioune of our Lady, callit Candilmes, nixt immediatle pairefter following: And with power to þame to proragate and contynew þe geving of þair Sentence for sic space as þai sal think expedient: AND in cace of discord, baithe þe faidis pairteis hes chofin, with þair avise and consentis, ane nobill and mighty lord, Johne Lord Erskine, honorabill men, John Campbell of Lundy kny^t, Mr James Foullis Clerk of our fouerane lordis Register, Thomas Scot of Petgorno, and Nicholace Craufurd of Oxingangis, Clerk of our fouerane lordis Justiciary, ourmen,⁴ all in ane voce to decide with þe faidis Jugis in þe faidis materis and debatis: And however the faidis Jugis and ourmen, or þe maist pairt of þame, Decretis and Deliueris in þe premisses, baith the faidis pairteis ar oblist and fuorne, as faid is, to stand and abyde þairat, but⁵ reuocatioune, appellatioune,⁶ or reclama-tioun: And gif ony of þe faidis ourmenne sal happin to decese in þe menetyne of þe geving of þe Decrete and deliuerance in þe faidis debatis, the remanent being one life,⁷ sal haif power to decide and deliuer with þe faidis Jugis in þe samyn, siclike and alse lauchfully as þai wer all one life: And quhilk of þe faidis pairteis þat will nocht abide and fulfill þe faid Decrete and Deliuerance, eftir þe geving þairof, bot passis þairfra, the pairty nocht abidand þairat nor fulfilland þe samyn, fall content and pay to þe pairty kepand and abidand þairat þe faid Decrete, þe sovme of I^m li. vsuale money of Scotland, in name of pane,⁸ for costis, skaythis, and expenses sustenit, and þat sal happin to be sustenit be him þairthrow, but fraude or gile.⁹ AND baith þe faid pairteis consentit and ordanit þis compromit to be insert in þe buke of Adiornale, and þe Clerk of Justiciary to gif to þame þe autentik copiis and extractis of þe samyn.

Common Theft, &c.

[It is unnecessary to specify the very numerous cases of the description of the following, which occur very frequently in every period of the Record. The pannels, about the period of this Trial, were almost all Elwalds, Turnbolls, Armstrongs, and other Border Thieves, and the Record seldom gives any detail. Where details are entered into, such cases are uniformly selected.]

¹ Debates, differences.
⁶ Appeal.

⁷ In life.

² Either, viz. each.
⁸ Penalty.

³ Commune.

⁴ Oversmen, umpires.

⁵ Without.

⁹ Honourably, without fraud or guile.

Sept. 30.—JOHN TURNBULL, alias *Black-fow*, Convicted of Common Theft, outputting and inputting thereof.—HANGED.

Waylaying the Laird of Nudry-Marishall, &c.

Jan. 15, 1534-5.—SIR PATRICK HEPBURNE of Wauchtoune, kn^t, Patrick Quhitlaw of that Ilk, the Lairds of West Fortoun and Este Crag, George Sinclare of Hiefeild, Adam, Alexander, and John Hepburne, brothers of the Laird of Wauchtoune, Patrick his son and heir apparent, and twenty-six others, found furety to underly the law on Feb. 12, for art and part of 'Umbefetting' the high-way to Gilbert Wauchope of Nudry-Marischell, for his slaughter.—(Feb. 12.) The Archbishop of St Andrews repledged Mr William Hepburne, and other two Priests, accused of the above crime. Thomas Cokburne of Clerkintoune, and others, were fined for not appearing to pass upon this Affise.

Wilful Error on Assise.

Jan. 15.—ALEXANDER INNES younger of that Ilk, James, son of Robert Innes of Rothnakenzie, Thomas Urquhart, Sheriff of Cromarty, John Drummond of Innerpeffery, and others, were called upon to underly a grand Affise, for their unjust acquittal of Robert Dwne of Rate, of certain points and crimes for which he was indicted.—Their cautioners were 'unlawed' in the sums of 500, 300, and 200 merks each, according to their respective rank, for their non-entry this day.

Stouthreif — Oppression, &c.

Apr. 7, 1535.—HUGH LORD SOMERVILE fund furety (William Chancellare of Quodquene¹) to underly the law at the next Justice-aire of Lanark, for art and part of the Southreif and Oppression done to John Tweeddale in Carnewethe, in reiving from him two cows: And for art and part of the Stouthreif from the said John, of all his horses, mares, oxen, cows, and all his crops, viz. corn, oats, straw, fodder, hay, togedder with all his goods and utensils.

Feud between the MacLeans and Clanrannald.

Jun. 4.—'THE quhilk day, in presence of þe Chancellar and Lordis of Counsale, HECTOR M^cGILLANE of Doward comperit and consentit þat þe fouerteis þat were fouerteis for him of before, for his entre before þe Justice þe said day, and he as fouerte for his tua breper, and þe remanent of þe persons contenit in our fouerane lordis Letteris, rasit vpone him at the instance of þe CLANRAN-

¹ See his Trial for Slaughter, April 24, 1536.

NALD, fuld stand ficlike fouerteis as pai wer before, vnto the x day of Junij instant; efter þe forme of our fouerane lordis vþeris Letteris, vnder his signete and subſcriptione-manuale, direct þairupone to þe Juſtice-Clerk: AND þat þe ſaidis Letteris direct vpoun him 'fuld ſtand in effect, quhill þe ſaid day, as pai wer of before, and he to remain within the burcht of Edinbur^t in þe menetyme.'

Intercommuning, &c. — Murder of the Laird of Glorat.

Jul. 20.—PATRIK COLQUHOUN and Mr Adam C., ſons of Sir John C. of Luſs, kn^t, and twenty-five others, (among whom were Andrew Cunynhame of Drumquhaffil and William C. of Fenyk,) found ſurety to underly the law at the next Juſtice-aire of Dumbarton, for reſetting, Supplying, Intercommuning, and Affiſting Humphrey Galbrayth, and his accomplices, Rebels and at the horn for the cruel Slaughter of William Striueling of Glorat.¹—Donald Macdow and fix others denounced Rebels, &c.; Sir John Colquhoun of Luſs and Donald M^cmanys were proved to be ſick; and Humphrey Colquhoun, Pariſh Clerk of Luſs, Mr Adam C., penſioner of Luſs, and David C., clerk, were replegiated by the Archbiſhop of Glaſgow.

Absentes ab Affiſa.

Wm. Edmonſtoun of Duntrethe,	Patrik M ^c gregour,	Walter Park of that Ilk,
John Sympill of Foulwod,	James Freland of that Ilk,	Wm. Flemyng of Barrouchane,
Robert Sympill, his brother,	James Stewart of Ardgoware,	George Flemyng of Kilmacolme,
John Maxwell of Stanelie,	Geo. Montgomerie of Skelmorlie,	Thomas Kelfo of Kelfoland,
James Park of Gilbertfield,	Ninian Stewart, Sheriff of Bute, ²	Hugh Railſtoun of that Ilk.

The above perſons, and thirteen others of no note, were amerſciated, for not appearing this day to paſs upon the Affyſe.

Unlawfully denouncing Lord Sempill Rebel, &c.

Jul. 30.—JOHN LORD LILE, and James Soutar his ſervant, put to the horn, &c. viz. The ſaid James for not appearing to underly the law for Ufurpation of his Maſteſty's authority, in putting certain Letters to execution againſt WILLIAM LORD SYMPILL, demanding caution of him to underly the law for being art and part of the Slaughter of John Crawford of Previk, &c., and thereupon denouncing him Rebel, caution having been previously found by him: And the ſaid Lord, for art and part of cauſing his ſervant to execute thoſe Letters, &c.

Stouthreif — Piracy — Murder.

Aug. 30.—ALEXANDER JOHN CANOCHSONE, Angus Elyauch his brother, Gilleſpy Maktarliche his ſervant, Gilleſpik Donoche his ſon, Makcay³ of

¹ Reference may be made to the Appendix to this reign for many illustrative circumstances.

² William his ſon was among thoſe who were alſo fined.

³ His Chriſtian name not inſerted.

Sanday, Maknachtene More, Officer of the West parts of Kyntyre, Eweyr Makcay of Auchincris, Officer of Kintyre, and thirty-three others (chiefly *Mackays*), were denounced Rebels, and put to the horn, &c., for not appearing this day to underly the law for art and part of Stouthreif from Andrew Mure, citizen of Glasgow, and his servants, of a small vessel called a 'Pickard schip,' with goods therein of the value of 300 l., furth of the Port of Portcrosche: ITEM, for art and part of the cruel Slaughter of John Mure, his son, and other four persons, his servants; and Hurting and Wounding of the said Andrew, to the hazard of his life: ITEM, for art and part of the Stouthreif and Oppression done to the said Andrew and his servants, in reiving from them, furth of the Port of Lochriddene, of a great boat, and certain goods therein of the value of 50 merks: ITEM, for art and part of the cruel Slaughter and Murder of two servants of the said Andrew, being in the said boat: ITEM, for art and part of the cruel Slaughter and Murder of Andrew Mure, son and heir of the said Andrew, and other four persons his servants, coming upon them whilst they were sleeping in a small vessel, being in the station or Roadstead of Sanday, belonging to the said Andrew, loaded with merchandize and other goods brought from Ireland; committed upon the 15th day of July last: ITEM, for art and part of Stouthreif from the said Andrew, his son and servants, of 100 l. in money and merchandize.

Cattle-stealing — Taking prisoners, &c. — Stouthreif.

Oct. 30.—CHRISTOPHER ARMESTRANG,¹ Archibald his son, Ingram Armestrang, Railtoun, Robert and Archibald Armestrang there, John Elwald, called *Lawis-Johne*, William, son of Alexander Elwald, and Robert Carutheris, servants to the Laird of Mangertoune; Thomas Gray, John Forrestare, called *Schaik-buklar*, Ninian Gray his servant, Thomas Armestrang in Greneschelis, *Lang Penman*, servant of one called *Dikkis Wille*, Ninian, son of the said Christopher, Thomas Armestrang of Mangertoune,² and Symon Armestrang, called *Sym the Larde*, were all denounced Rebels, and their whole goods, moveable and immoveable, to be escheated, &c., for not underlying the law this day for art and part of Stouthreif under silence of night, on Jul. 27 last, from John Cokburne of Ormiston, furth of his Lands of Craik, within the shire of Roxburghe, of seventy 'drawand oxin'³ and thirty cows: *And* for art and part of traitorously taking and carrying off three men-servants of the said John, being the keepers of the said cattle, and detaining them against their will for a certain space: *And* for art and part of the Stouthreif from them of their clothes, 'quhin-

¹ See notice prefixed to Trial Apr. 1, 1531; and also Feb. 21, and Mar. 13, 1535-6. ² Brother of the celebrated Johnny Armestrang, and Chief of the Clan. ³ Oxen used for *draught*, such as ploughing, &c. From numerous other entries they appear to have been much used for agricultural purposes.

gearis,¹ purfes, and certain money therein : *And* for breaking of their Bonds made to the King.

[*Sir James Coluile of East Wemyss, kn^t, Sir John Mailuile of Raithe, kn^t, and William Hammiltoun of Sanquhar-Lindesay, Justices constituted by special Commission.*]

Invasion — Hamesuckin.

Jan. 24, 1535-6.—SIR PATRICK HEPBURNE of Wauchtoun, kn^t, and James Cragiswallis his fervant, CONVICTED of art and part of coming upon James Sinclare, within the lands of Stevinftoun, with drawn fwords, and invading him for his Slaughter : And for forethought felony and Hamesuckin done to the said James, setting upon him in the House of Quarrelpittis, and besieging him therein.²

JOHN MARTYNE in the Monastery, and Cuthbert Newtoun, were also CONVICTED of art and part of the Hamesuckin done to James Sinclare, coming to the House of Quarrelpittis in company with the Laird of Wauchtoun, and besieging him therein.

[*Sir James Hammiltoun of Fynnert, kn^t, Justice specially constituted.*]

Mutilation.

Jan. 26.—JOHN FORBES of Petflego, Alexander, his son and heir apparent, and John and William, also his sons, Alexander F. of Dalmanache and John his brother, John Cawdale, son and heir apparent of James C. of Afslone, and *seventy* others, were denounced Rebels and put to the horn, and all their goods, &c. to be escheated, for not appearing to underly the law for art and part of the Mutilation of Michael Fraiser, John Fraiser, Mr Robert Anderfoun, William Crawford, John Scot, John Gordon, and David Chene : And for art and part of forethought felony, and other crimes.

Slaughter of the Laird of Scottistoun.

Feb. 11.—MR ROBERT GALBRAITHE found caution to underly the law before the Justice on Feb. 23, for art and part of the cruel Slaughter of William Crechtoun of Scottistoun, under the pain of 5000 merks.—(Feb. 23.) Found caution of new, to appear on Mar. 27.—(Mar. 27, 1536.) He was replegiated by the Archbishop of St Andrews.

Cattle and Sheep-stealing — Burning of Howpaslot — Treasonably assisting the Armstrongs, &c.

Feb. 21.—SYMON ARMESTRANG,³ Convicted of art and part of the Theft

¹ Whingars.

² Sentence is not recorded.

³ See Oct. 30, 1535, and Mar. 13, 1535-6.

and concealment of two oxen from the Laird of Ormiston, furth of the lands of Craik, and a black mare from Robert Scott of Howpaslot, furth of the lands of Wolcleuche; committed during the time he was in the King's Ward, about Lammas 1535. ITEM, of art and part of the Theft and concealment of five score of cows and oxen from the said Laird of Ormiston, stolen furth of the said lands of Craik; committed by Alexander Armeistrang, called *Evil-willit Sandé*, and his accomplices, in company with Thomas A. alias *Greneschelis*, and Robert Carutheris, servants of the said Symon, and certain Englishmen, at his command, common Thieves and Traitors, on Jul. 27, 1535. ITEM, of art and part of the traitorous FIRE-RAISING and BURNING OF THE TOWN¹ OF HOWPASLOT: And of art and part of the Theft and concealment the same time of sixty cows and oxen belonging to Robert Scot of Howpaslot and his servants; committed by Alexander Armeistrang, in company with Robert Henderfoune alias *Cheys-wame*,² Thomas A. alias *Grenescheles*, his servants, and their accomplices, common Thieves and Traitors, of his causing and assistance, during the time he was within the King's ward, upon Oct. 28, 1535. ITEM, of art and part of the Theft and concealment of certain sheep from John Hope and John Hall, the King's shepherds, furth of the lands of Braidlee in the Forest;³ committed during the time he was within the said ward: ITEM, for art and part of the treasonable assistance given to Alexander Armeistrang, called *Evill-willit Sandy*, a sworn Englishman, and sundry other Englishmen his accomplices, of the names of ARMESTRANGIS, NIKSOUNIS, and CROSARIS, in their treasonable acts.—SENTENCE. To be drawn to the gallows and HANGED thereupon: And that he shall forfeit his life, lands, possessions, and all his goods, moveable and immoveable, to the King, to be disposed of at his pleasure.

Common Theft — Murder — Fire-Raising, &c.

Mar. 13.—JOHN ARMESTRANG, alias *Jony in Gutterholis*, and Christopher Henderson, CONVICTED of COMMON THEFT, Reset of Theft, Outputting and Inputting, in England and Scotland: And of art and part of treasonably in-bringing Englishmen, common Thieves, and Traitors, within Scotland, and committing common 'Hereschip' and Stouthrief, Murder, and Fire-raising.—SENTENCE. To be drawn to the gallows and HANGED as Traitors: And all their goods, moveable and immoveable, to be escheated to the King.

Common Theft, &c. — Murders — Fire-Raising, &c.

FINLAY JOHNSTONE Convicted of Common Theft, &c. of old and new. ITEM, of art and part of treasonably bringing the furnames of GRAHAMIS

¹ It is probable that, in this instance, Farm-town only is implied. ² Cheese-belly. ³ Viz. of Ettrick.

and ARMSTRANGIS, Englishmen, DIK THE DEVILLIS BAIRNIS, common Thieves and Traitors, within Scotland, committing Slaughters, Murders, Fire-raifings, and 'Herefchips,' upon the King's poor lieges.—SENTENCE. To be drawn to the gallows and HANGED thereupon as a traitor; and all his goods to be escheated, &c.

Murder.

JOHN FISCHEARE, in Leithe, Convicted for the Murder and Slaughter of Janet Symfone.—SENTENCE. To be HANGED upon the gallows: And thereafter, to be beheaded; and his head to be affixed upon the gate of St Andrews. All his goods were ordained to be escheated.

[*Sir James Coluile of East Wemyss kn^t., specially constituted by Commission.*]

Stouthrief of Title-Deeds — Oppression, &c.

Mar. 31, 1536.—WILLIAM COKBURNE of Scraling,¹ became in the King's will for art and part of the Stouthreif of a box, under filence of night, from Patrick Atkin, burgess of Edinburgh, and certain evidents therein contained, pertaining to Alexander Crechtoun of Newhall, and in the custody of the said Patrick for the time, in the year 1528. *Item*, for art and part of the Violent occupation of the Lands of Kirkgrighill, belonging to the said Alexander, for four years preceding Mar. 12, 1533. *Item*, for art and part of the Oppression done to the said Alexander in the Violent occupation of his said lands from Mar. 12, 1533 to Whitfunday 1534. *Item*, for art and part of the Oppression done to the said Alexander in the overthrowing of a 'faill-dyke'² built on the said lands. *Item*, for art and part of the Oppression done to the said Alexander, in inputting and keeping seven score of cattle and fixty horses and mares in the meadow of the said lands, and pasturing and destroying the said meadow, in August last, 1535. *Item*, of breaking three several Letters of Protection granted by the King to the said Alexander. *Item*, for common Oppression done to the said Alexander in the premises.

The following remarkable Letter from THE KING is taken from the original, preserved among the Warrants of Court.

REX,

TRAIST counfalouris, We grete you weill, and hes refaut 3our writingis anent be LAIRD OF SCRALING; and thinkis 3our avise and counfel best, anent the publishing of dome gevin aganis him. Quhair 3e mentione of ane Minut

¹ JOHN LAIDLAW, his servant, was Convicted of destroying the faill-dyke, pasturing the horses and cattle, and infringing the three several Letters of Protection. His sentence is not recorded. WILLIAM DUNCAN, and three others, his tenants, were convicted of the two last points, and *fined* 10*l*. each.

² A Turf division-wall or fence, for separating one field from another.

send,¹ We have sene nane. Therfor, We pray 3ou, þat 3e tak þat travel to paß to him and declair quhow it standis, sua þat his lyf and guddis are in our handis. Gif he cummis in will, We wilbe gracious to him; ffailzeand pairof (We) fal cause justice be kepit: And pairefter þat 3e write to vs his ansuir, as 3e will do Vs singlar plesour. GEVIN at Craufurdjone, þe xxix day of Marche, and of our regne þe xxij 3eir. JAMES R.

(Indorsed) To our traift counsalouris, our CONTROLLAR and THOME SCOT.²

Slaughter of the Laird of Cormestoun.

Apr. 24.—WILLIAM CHANCELLARE of Quodquene,³ Robert his brother, and James C. americiated in 300 merks for not underlying the law for art and part of the Slaughter of Thomas Ballie of Cormestoun. Their cautioners were Hugh Lord Somervile and Richard Broune of Cultermanys.—‘AL þir personis of þe Chancellaris, eftir þai wer vnlawit, enterit in jugement for þe said crime, and maid quyte⁴ be une Affise pairof.’

[*Archibald Earl of Argyle, Justice-General.*]

Slaughter of the Laird of Meldrum.

Apr. 26.—JOHN, MASTER OF FORBES,⁵ John Strathauchin, the young Laird of Lethinturk, William Stewart of Portarstoun, Patrick Forbes, burgeß of Abirdene, and Robert Forbes in Sunnany, produced a Remission from the King for art and part of the cruel Slaughter of Alexander Seytoun of Meldrum. John Lord Forbes, George Earl of Huntlie, William Forbes of Corffinda, James, his son and heir apparent, and Alexander Forbes of Brux, became cautioners to satisfy the parties for Affythment of the Slaughter.

Besieging and Burning the House of Davy, &c. — Slaughter of twenty men, women, and children — Stouthreis — Resetting and Intercommuning with the Mackintoshes, Rebels, &c.

May 11.—JAMES GRANT OF FREWCHY, John Grant of Ballindalloche, and John Grant of Culcabok, found surety to the amount of 1000 merks each, to underly the law at the next Justice-aire (Inverness?) for art and part of the assistance given to Hector Makintosche and vmq^{le} William, his brother, at the time of the Besieging of the Place and House of Davy, within Strathnaver, belonging to James Ogilvy: And for the treasonable Burning of a great part of the Houses and buildings thereof, and the houses and buildings of the tenants of Dyke, Ardrossere, and other lands: *And* for the Slaughter of women, men, and

¹ Sent. ² Thomas Scott of Pitgorno. ³ See I, * 169. ⁴ Acquitted. ⁵ See his Trial, I, * 163, &c. He confessed his guilt of this Slaughter on the Scaffold. See also the concluding article of *Appendix* to the Trial of JONET, LADY GLAMMIS, I, * 193.

children, to the number of twenty persons : *And* for Stouthreif and ' Herefchip' furth of the faid Place and houfes, and from the ground of the faid lands, of all the grain, cattle, victual, goods, utenfils, and household ftuff, to the value of 12,000 li. committed by the faids Hector, William, and their accomplices, in the year 1534 : *AND* for Refetting, fupplying, intercommuning, and affiftance given and afforded to the faids Hector, William, and their accomplices, after they were denounced Rebels, &c.

Hamesucken — Oppreffing the Dean of Murray.

May 27.—WILLIAM DOUGLAS of Bone-Jedburgh, Thomas Macdowell of Maccariftoune, and John Moll of that Ilk, found caution to the extent of 1000 merks each, and Robert Douglas, and Andrew Makbrek, 300 merks each, to underly the law at the next Juftice-aire of Jedburghe, for art and part of the Oppreffion and Hamefuckin done to Mr Alexander Dunbar, Dean of Murray, and his fervants, coming upon them under filence of night, May 26 infant, at 11 o'clock ; they being for the time in the company and houfe of the faid Dean, and befieging him and his fervants therein, and invading them for their Slaughter.

Oppreffion — Fire-Raising — Stouthreif, &c.

May 30.—NICHOLAS LERMONTHE in Fluris, and Andrew his brother, having obtained Refpites, found caution to fatisfy the parties, for their being art and part of the Oppreffion done to Sibella Corfby and James Gray, fcourging them, and Burning their houfe : *Item*, for theftuoufly breaking a houfe in the town of Smalem, and ftealing goods therefrom, in company with Cuthbert, Andrew and Charles Dowglas, Rebels, Thieves, and Traitors : *Item*, for Oppreffion done to John Edmonftoune of that Ilk, keeping his five merk lands of Ednem wafte for nine years, and cruelly Wounding and Hurting his fervants : *Item*, for Stouthreif and concealment of eighty fheep furth of the lands of Raburne, from the poor Tenants thereof.

Theft — Reset of Theft, &c.

Jun. 8.—JOHN ELWALD, alias *Jok Vnhappy*, Convicted of Common Theft, Reset of Theft, &c.—HANGED.

Slaughter.

Jul. 17.—SIR ROBERT LOGANE of Reftalrig, kn^t, found caution (to the extent of 1000 l. Gilbert Wauchope of Nudry Marfchell, and James Foreftar of Medowfeild being fureties,) to underly the law at the next Juftice-aire of Edinburgh, for art and part of the cruel Slaughter of Adam Purdy.

Safe Keeping of the Spey Tower, &c. of Perth.

Jul. 24.—The PROVOST, Bailies, Council, Deacons of Crafts, and community of the BURGH OF PERTH, by their procurators, ‘Band and oblist paim to his hienes, pat pai fall faufly and furely keip, vpone pair expensis, pare SPEY TOURE, and all vperis ftrenths and fortalices within pe faid burgh, fra all infestacioune, or inlowping of hostile affalzearis or brokin personis, to our fouerane lordis obeifance, quhill his returning again within his realme, and farthir at his plesour; as pai pe faidis Provost, baillies, dekinnis of craft, counsale and comunité of pe faid burghe will anfuer to his grace pairupoun, and vndir pe payne of tinfale of pair liffis, landis, and gudis.’

Lady Traquair not to Intercommune with the Douglasses.

Aug. 11.—‘John Hume of Coldane-knollis, Williame Stewart of Trakquare, and Thomas Ker of pe 3are, are becum in pleggis and fouerteis, coniunctlie and feueralie, for KATHARINE RUTHERFURDE, Lady of Trakquare,¹ that scho fall frathinfurthe² obserue and keip gude rell; And in speciall, fall nocht write nor fend ony writingis to pe DOWGLASSIS, our foverane lordis Rebellis, now being in Ingland, or Intercommune with thame any maner of way: And fall enter her persoune in Warde, in quhatfumeuer place it fall pleise pe Kingis grace, or his lordis Regentis in his absence, quhen scho beis requirit pairto, vpon xv dais warnyng, vndir pe pane of ij^m li.’

Oppression — Violent occupation of a Fishing.

Aug. 14.—PATRICK, LORD GRAY, found James Skrymgeour, Conftable of Dundee, as cautioner for his entry before the Justiciar on Oct. 31, to underly the law for art and part of the Stouthreif and Oppreffion done to Sir Henry Luvell of Ballumby, kn^t, on Jan. 28 last, in the occupation of his fishing of Dundervisheide, on the water of Tay, (lying to the east of the Castle of Bruchty) under the pain of 1000 l.—‘All pir personis chargit to compere, be pe Justice and Justice-Clerk, in jugement, pe last day of October nixt to cum, to pass vpone pe ASSISE of Patrik Lord Gray, ilk persoune vndir pe pane of I^c li.’

The Lord Saltoun,

The Lord Ruthuen,

The Lord Vchiltre,

The Lord Levingstoun,

The Lard of Newark,

The Lard of Nudry Marschel,

The Lard of Robertland,

The Lard of Kelle,³

Alex. Fowlartoun of pat Ilk,

The Lard of Monorgund,

The Lard of Petkinde,

Thomas Wyntoun of Stricht-

martyne,

The Lard of Kere.

¹ This Lady was the youngest daughter of Philip, and the sister and heiress of Richard Rutherford of that Ilk. She was married to James Stuart, the founder of the family of Traquair (natural son of James, Earl of Buchan), by Papal Dispensation, Nov. 9, 1505. Her husband fell at Flodden. William was their son and heir. ² From thenceforth. ³ Probably *Kelly*, in Fife.

(Oct. 31.)—‘THE Lords Regentis and Justice continewit þe actioun of cryme depending betuix þe Lord Gray and Lard of Ballumby to þe thrid day of þe nixt Justice-aire of Forfare, or vpoun xv dais warning, becaufe þe said Lord Gray producit in jugement before þame ane Respect¹ grantit to him be þe Kingis grace, quhilk þai wald obey.’

(Jan. 16, 1536-7.)—Lord Gray was proved to be sick and unable to appear.—ROGER CHARTERIS, and five others, were put to the horn for this crime, and all their effects to be escheated, &c. (Apr. 17, 1537.)—They were denounced Rebels, and put to the horn. (Jul. 12.)—ROBERT FRESELL, Thomas Gray, and David LEKKY, denounced Rebels for the same crime; And for coming to the fishing diverse times, threatening his servants, breaking and destroying his boats and nets, and firing at them from the Tower of Bruchty.

Waylaying Lady Luss for her Slaughter, &c.

Aug. 16.—WALTER MAKFARLAN found John Naper of Kilmahew and John Buntyn of Ardoche, as cautioners for his entry at the next Justice-aire of Dunbertane, to underly the law for art and part of Convocation of the lieges in great numbers, in warlike manner; and besetting the way to Margaret Cunynghame, relict of vmq^{le} Sir John Culquhoun of Luss, kn^t, and David Farnely of Colmiston, being for the time in her company, for their Slaughter; and for other crimes.

Oppression — Stouthreif of a Waggon, &c.

Aug. 25.—MARIOTA HUME, COUNTESS OF CRAUFURDE,² Patrick Crechtoun of Camnay, and seventeen others, found caution (the Lairds of Keir and Cranston), to underly the law before the Justice, on Nov. 24, for art and part of the Stouthreif and Oppression done to John Moncur of Balluny,³ in seizing from him of a ‘wayne,’ or waggon, with four oxen and two horses. (Nov. 24.)—They became in his Majesty’s will, and found Sir John Striueling of Kere, kn^t, and John Crechtoun of Ruthvennis, as cautioners to satisfy the parties.

Slaughter of a Chaplain.

Sep. 20.—JOHN, LORD LILE,⁴ and William, Master of Lile, his son, and

¹ Respite. ² Sister of Alexander, *second* Lord Hume, and widow of John, *fifth* Earl of Crawford, who was slain at Flodden, where he had a chief command. Lord Hume led the van, along with the Earl of Huntley, and was one of the few who escaped. ³ See Dec. 12, 1536. ⁴ John, *fourth* Lord Lyle, who married Grissel Betoun, daughter of David Betoun of Creich, and niece of James, Archbishop of Glasgow. William, Master of Lyle, is not mentioned in the Peerages, and must have died previous to August 29, 1541, when JOHN, his son, and heir apparent, got a charter of Novodamus of the Barony, on his father’s resignation. *Reg. Mag. Sig.* xxvii. 188. John Lord Lyle died without male issue, leaving only one daughter, *Jean*, who married Sir Neil Montgomery of Lainshaw, and the title thereupon became extinct.

their accomplices, dilated for art and part of the Slaughter of Sir John Penny, chaplain.¹

Casting down a Mill, &c.

Oct. 16 — HENRY ATKINSONE of Sleichhouffis, Robert Brovnefield, and Hugh Wod came in his Majesty's will for the Oppression done to Elizabeth and Alison Hume, the heireffes of Fast Castle, and to Sir Robert Logane of Restalrig, and Sir Walter Ogilvy of Dunlugus, their husbands, for their interests, in casting down the Mill of Hutoune, on August 24 last, and filling up the Mill-dam thereof: And for Stouthrief furth of the said Mill, of the 'mylne irnis (irons) and the mylne graithe.' Sir John Stirling of Keir, William Craufurd y^r of Lefnorijs, and John Lile of Stanypethe became cautioners for their satisfying the King and parties.

Selling Victual and Sheep to the English.

Oct. 20.—PATRICK BROVNEFIELD in Halfingtoune convicted of breaking the general Proclamation, in felling of a boll of victual in England: And WILLIAM HOPPRINGILL in Toftis, convicted of felling thirty sheep to the English. Caution was found to enter them in ward in any of his Majesty's Castles as might afterwards be directed.

Theft of a silver 'pece.'

Oct. 31.—ANDREW DEMPSTAR, convicted of art and part of the Theft and concealment of a silver 'pece'² from the tavern of Robert Bertoune, in the burgh of Edinburgh.—HANGED.

Keeping of the Castle of Edzearstoun.

Nov. 8.—WALTER KER OF CESFURDE, Warden of the Middle Marches, bound himself to keip THE CASTLE OF EDZEARSTOUN, on receiving the profits of the lands for his trouble; and also to apprehend Robert Ruthirfurde, rebel.

Slaughter of the Laird of Westhall, &c.

Nov. 14.—JOHN BANNATYNE OF COREHOUSE, Thomas his brother, James Hammiltoun of Stanehouse, and nineteen others, found caution to underly the law, at the Justice-aire of Lanark, for art and part of the cruel Slaughter of John Grahame of Westhall, Robert and John Grahame.—Some other persons were denounced Rebels, &c. for not appearing.

¹ It is probable that the matter was compromised, as no farther notices occur of this case.

² 'Vnius

tassie argenti; a drinking-cup; a wassail-bowl.

Slaughter of the Laird of Linhouse — Rape (Forcible Abduction).

Nov. 14.—THOMAS WEIR OF BLAKWOD, and John Campbell, alias *Cok*, found caution to underly the law, at the next Justice-aire of Lanark, for art and part of the cruel Slaughter of Archibald Tenent of Leuenax (now Linhouse): AND for art and part of Ravishing the wife of Robert Hammiltoune, dwelling at the Chapel of St Bride.

Oppressing and Wounding the Countess of Craufurd, &c.

Dec. 12.—JOHN MONCUR of Balluny,¹ and Mariota (*May*) Dowglafs, his spouse, and four others, found caution to underly the law, at the next Justice-aire of Perth, for Oppression done to Mariota (*May*) Countess of Craufurd, in breaking up the foil and ditches of her lands of Potento, and Wounding the said Countess in the throat: AND for common Oppression.—Robert Carnegy of Kynnaird, George Arrot of that Ilk, and George Halyburtoun of Petcur, were amerced for absence from the Affise.

Feud between Lord Hume and the Laird of Edmonstoun.

Dec. 19.—GILBERT, WILLIAM, and THOMAS HWME, came in the King's will for Convocation of the lieges in great number, armed in warlike manner with lances, bows, and arrows: AND for art and part of the Hamesuckin, besetting of the way, forethought felony and Oppression done to John Edmonstoun of that Ilk, coming to his lands and heritage of Ednem, and invading him and his servants for their Slaughter, and cruelly Hurting and Wounding Wychtman with a lance, in peril of his life.—John Hwme of Coldenknollis became surety for the appearance of the said Thomas Hwme at the next Justice-aire of Berwik.

SUPPLICATION of William and Gilbert Hume to the Lords REGENTS.

MY LORDS REGENTS, vnto your l. humlie menis and schawis, we your seruitouris, WILLIAM HUME and GILBERT HUME: pat quhar, we come in pe Justice wil, for pe tulzè² pat happynnit betuix MY LORD HUME and pe LARD OF EDMONSTONIS seruandis; for pe quhilk we wer put in pe Castle of Edinburghe, and pair haldin, of lang tyme bigane; and hes spendit all pat we had, and couth get to borrow at frendis; and now, for falt of our necessaris, ar in parrel of our livis: THEREFORE we beseke your l., for Goddis sake, sene we ar pouer men, and hes no wper landis nor guddis to sustene ws, pat ze will caus ws to be put to liberte and fredome, pat we may pas among our frendis to get our mete and drink, for our service; we findand fouirté to entir agane in pe said Castel, quhenne euir ze pleis, vpoune xv dais warnyng, vnder sic panis as we may find. And your ansuer humlie I (we) beseke.—*(Indorsed)* APUD EDINBURGHE xvij^o Februarii, anno I^m V^cxxxvj^{to}. THE LORDIS REGENTIS Ordanis pe Justice Clerk to tak ficker³ fouerté of pir complenaris, pat pai fall obserue and keip gud reul in tyme cumyng, aper⁴ of paim vndir pe pane of V^c hundreth merks: And also, pat pai fall entir within ward in pe Castell of Edinburghe, or ony vper Castell within pe realme, quhen it plesis pe KINGIS

¹ See Aug. 25, 1536.² A broil, scuffle, or quarrel.³ Sure caution.⁴ Either, each.

grace, or pe saidis Lordis REGENTIS in his absence, apoune xv dais warnyng, vnder pe said pane : Quhilk fouerte beand fund, pat pe Justice Clerk writt to pe Capitane, Constable, and Keparis of pe said Castell of Edinburghe, to put pe saidis complenaris to liberté.—ERLL OF HUNTLEY, ERLL OF MONTROSE, ERLE OF MAXWELL, ‘JOHNE BANNATYNE,’¹ 3e fall tak pe Lard of Melloftanis fouerté, efter pe forme of pis *deleas*,² and kep pis for varrand.’ THO. SCOTT.³

Oppression — Invasion — Wounding — Mutilation.

Jan. 30, 1536-7.—GILBERT EARL OF CASSILLIS, Fergus Makdowall of Freuche, John Kennedy younger of Drummellane, Alex. K. of Glentig, James K. of Knokdone, and twenty-three others, found surety to underly the law at the Justice-aire of Air, for art and part of the Mutilation, besetting the way, forethought felony, Oppression, and breaking the King’s Proclamation in his absence; and coming upon John Dunbar of Blantyre, and his four servants, within the burgh of Air, upon Dec. 9 last, to the number of fifty persons, armed in warlike manner, cruelly invading them for their Slaughter, Wounding three servants of the said John, and Mutilating two of them in the hand and thigh.

Oppression — Mutilation.

HECTOR, GEORGE, and DAVID DUNBAR, Hugh Hammiltoune, and John Gillis, found caution to underly the law at the next Justice-aire of Air, for art and part of the forethought felony, common Oppression, and Mutilation of Peter Rankin, coming upon him and James his brother, within the burgh of Air, upon Dec. 8 last, and cruelly invading them for their Slaughter, of forethought felony.

Sheep-stealing — Inbringing of Englishmen, &c.

Apr. 17, 1537.—ANDREW HALL, called *Fat-sow*, and William Hall, called *Wantoune pyntill*,⁴ denounced Rebels, &c. for not underlying the law, for art and part of the Theft of certain sheep from William Dowglace of Bone-Jedburghe and his neighbours: And for art and part of the inbringing of certain Englishmen to the Place of the said William Dowglas of Cunzeartoune, and for art and part of Stealing certain corns furth thereof.—Perfy, Cuthbert, and John Hall, called *Wyde-hoise*, and John Bennet in Schank, found caution to underly the law for the same crimes, at the next Justice-aire of Roxburghe.

‘Girnalling’ of Victual — Selling Sheep to Englishmen.

May 30.—JAMES RIDDLE, burghers of Jedburghe, convicted of art and

¹ The family of Bannatyne (of whom was descended the now famed George Bannatyne), long held office as Clerks of the Court.

² This is the only instance this phrase is used in the Record. It is an order to *delete*, or blot out the old act of cautionery from their books.

³ Of Pitgormo, Lord Justice Clerk.

⁴ See Aug. 11, 1537, where it appears that these persons were afterwards slain by THE DOUGLASES.

part of breaking the Act of Parliament in 'girnalling' of victual. Delivered over to the Captain of Edinburgh Castle to be kept in WARD.—ANDREW RIDDALE convicted, at the same time, of Selling three scores of sheep called 'hoggis'¹ to Englishmen, contrary to the King's Proclamations. Also WARDED.—They both found caution, to the extent of 500 merks each, to appear before the Justice on 1st, and afterwards on 11th days of June, when they were permitted to compound with the Treasurer.

Ravishing (Forcible Abduction.)

Jun. 10.—THOMAS KENNEDY, son of Thomas Kennedy of Knockreoch, found James K. of Blarequhanne as his cautioner, that he should underly the law at the next Justice-aire of Air, for art and part of the 'Reviffing' Katherine Kennedy, daughter of vmq¹⁰ Alexander Kennedy, Girvane-manys.

Withholding the Rents of Orkney and Shetland, &c.

Jun. 15.—BARBARA STEWART, William, her brother, and eleven others, dilated for art and part of the Stouthreif and detention from MARGARET LADY SINCLARE² of the rents of her lands and lordship of Scheitland: AND for art and part of Stouthreif from the tenants and inhabitants of the Lordships of Scheitland and Orknay of their marts, hides, swine, sheep, meal, butter, oil, and malt. Ordained to appear on Jun. 23.—(Jun. 23.) Denounced Rebels, and all their goods to be escheated.

Besetting the Abbot of Melrose — Oppression, &c.

Jun. 22.—JOHN HUME of Coldaneknowis found caution (James Ker of Merfingtoune) to underly the law at the next Justice-aire of Berwick, for Befetting the way, of forethought felony, and for Oppression done to ANDREW ABBOT OF MELROSE, on Jun. 15, lying in wait for his Slaughter, with Convocation of the lieges to the number of 120 persons, between Moss-Roploche and the Monastery of Melrose.

Stouthreif — Oppression — Wounding.

Jun. 25.—ROBERT TURNBULL, alias *Febill Hob*, denounced Rebel and put to the horn, &c. for failing to underly the law for art and part of the violent Theft and Stouthreif from Sir Walter Ogilvy of Dunlugus, kn^t, furth of his fet of the lands of Colbrandispethe, of 20 head of cattle or 'nolt': And for art and part of the forethought felony and Oppression done to William Bell,

¹ Sheep of a year old, which have not been shorn.

² Perhaps Lady Margaret Sinclair, the third daughter of George, *fourth* Earl of Caithness, and wife of William Sutherland of Duffus.

William Small, and Andrew Stevinfoune, his servants, cruelly wounding and hurting them with lances.—Six others were fined for not appearing to underly the law for the fame crime.

[*Archibald Earl of Argyle, Justice General.*]

Treasonable Conspiracy against the King's Life—Conspiring the Destruction of the Scottish Army at Jedburgh.

[THE fate of THE MASTER OF FORBES has long been matter of History, and the details have been recorded with more or less accuracy by *Buchanan*,¹ *Lesley*,² *Sir James Balfour*,³ and *Pinkerton*;⁴ and *Arnot*, in his Collection of Criminal Trials,⁵ has devoted more than usual space to the discussion of this, the introductory, Case of his Abridgement; which, however, he confuses in his ordinary manner, and colours it with his peculiar views. As *Mr Tytler's* History enters so minutely into all the leading public events, it is unnecessary for the Editor to attempt even the briefest outline of the circumstances. The only mention which it is deemed necessary to be given, in this place, is the following passage, taken from *Calderwood's* History of the Church of Scotland;⁶ and the reader will find appended to the Trial three important illustrative Papers. These documents contain all that is requisite, in the mean time, towards the formation of a clear opinion of the nature and merits of this remarkable Case.

‘JOHN MASTER OF FORBES,⁷ be the perfuasion of THE EARLE OF HUNTLEIE,⁸ who had seduced one of his servants called *Strachene*⁹ to reveale and forge a CONSPIRASIE intendit by his Master, was perfewed and convict be ane Affise, as having some yeers before fought, with THE DOUGLASSES, to slay THE KING. It was true he marraied THE EARLE OF ANGUS his sifter; bot it could not be proven sufficientlie and clearlie, aither by Wittnesss or other evedences, that ever he had such a purpose. It was knowne that the greatest pairt of the ASSISE war corrupted be the *Earle of Huntlie*. THE MASTER OF FORBES was Beheaded the 10 of Julie 1537; and *Strachene* the revealer was Banished, because, as was aledged, he had consealed the Treasoune maney yeeres. Howbeit, the people judged not THE MASTER OF FORBES to be guiltie of that Treasoune, quhich was laid to his charge; yet, did they not lament for his death, because he had bein guiltie of manie grivious offences otherwayes. THE KING seemed to repent of this fact foon efter, for he received one of his bretheren into Court, and the other he restored to his brother's patrimonie, and procured to him a good marraige.’

There is only one circumstance farther which need be noticed, viz. that the Master of Forbes, notwithstanding of his sentence, was BEHEADED and quartered, &c. his relations having been spared the more ignominious part of the sentence. *Wood*, in his Peerage, following *Arnot's* account of the matter, relates that he was HANGED and quartered, &c. *Leslie*, however, informs us, that ‘he wes heidit and quarterit at Edinburgh, and his heid and quarteris affixt apoun the Portis’—and *Balfour* says, that ‘be the mediatioun of some frindis, he had that fauor to be beheadit and quarterit.’ On the scaffold he denied the Conspiracy against THE KING;¹⁰ but acknowledged that he deserved to

¹ *Buchanan*, xiv, 53. ² *Lesley*, Ban. Club's Edit. p. 154. ³ *Annales*, I, 267. ⁴ *Hist. of Scotland*, Quarto, II, 345. ⁵ *Trials*, p. 1. ⁶ MS. Advocates' Library. ⁷ He was the eldest son of John, sixth Lord Forbes, by Christian, daughter of Sir John Lundin of that Ilk. LORD FORBES, as will be seen from the accompanying Papers, was also accused of the same Conspiracy, and was for a long time Warded in the Castle of Edinburgh; but, ultimately, he received a free exculpation from every charge of guilt. He died anno 1547. ⁸ George, fourth Earl of Huntley, who was slain at THE BATTLE OF CORRICHIE, when his army was overthrown by the Queen's forces under the Earl of Moray, Oct. 28, 1562. ⁹ See Jul. 20, 1537, of this Collection. ¹⁰ *Pitscottie* says, he ‘swore vpoun the scaffold that he was innocent of these crymes of Treasoun quhairof he was convict; but he knew weill it was the innocent Slauchter of the Laird of Meldrum quhilk had brocht him to that poynt.’—*Lindsay's Chronicles*, II, 353.

die for the Murder of THE LAIRD OF MELDRUM.¹ The Editor again begs to refer the enquiring reader to *Mr Tytler's History*, where, doubtless, he will find a lucid narrative of the whole circumstances connected with this remarkable Trial.]

Jul. 14.—JOHN MASTER OF FORBES,² ‘Convictus de arte et parte proditorie Conspirationis et abhominabilis ymaginationis Interfectionis et distructionis nobilissime persone ferenissimi domini nostri REGIS, per bumardam siue machinam bellicam, le *culwering* vulgariter appellat., ipso domino REGE tunc temporis in suo burgo de Abirdoniis existen. pro executione et administratione iusticie in borialibus partibus sui regni, ipsius necem proditorie conspiran. et imaginan. ITEM, pro arte et parte proditorie Seditionis orte infra vltimum EXERCITUM f. d. n. REGIS, pro defensione regni aduersus arma Anglorum, super Limites regni, tempore belli, apud Jedburghe expectan., proditorié Conspiran. et ymaginan. vnus partis Exercitus Scotorum distructione, pro defensione regni Scotie contra persecuciones et incurfiones veterum inimicorum Anglie apud prefat. Limites moram trahen., in eminentem perditionem totius dict. Exercitus Scotorum et apparens dampnum et destructionem f. d. n. REGIS, totius sui regni Scotie ejusdemque reipublice. AC pro proditoria auxilia et supplemento prefatorum inimicorum Anglie.

NOMINA ASSISE elect. et admiss. super prefato Johanne Magistro Forbese, viz.

Robertus Dominus Maxwell,	Alexander Leslie de Petcapill,	Jacobus Gareoch de Kilstare,
Willelmus Magister de Glencarne,	Johan. Pantoune de Petmeddene,	Georgius Leslie de New Leslie,
miles,	David Duncansone de Standand-	Johannes Cvmynge de Culter,
Johannes Mailluill de Raith, miles,	ftanes,	Karolus Dempstare,
Johannes Hume de Coldennowis,	Willelmus Leslie de Boquhane,	Willelmus Leslie de Coclarochy.
Georgius Craufurd de Fedderatt,	Nicholaus Rose de Auchlossin,	

LAUD siue SENTENTIA FORISFACTURE reddita contra prenommatum Johannem Magistrum Forbese, per os Willelmi Carwod sectatoris³ dicte Curie, prout sequitur in vulgari.

IT is fundin by the said Affise, that JOHNE MAISTER FORBESE hes committit art and part of þe treffonable Conspiratione and abhomynabill ymaginatioun of þe Slauchter and distructione of oure soverane lordis maist nobill persoune be schott of culwering, oure said soverane lord being for þe tyme in his burghe of Abirdene, for executioun and administratioun of iustice in þe North partis of his realme: AND for art and part of þe treffonable seditioune rasing amang oure soverane lordis last OIST and ARMY, being at Jedburghe, for defence of his realme aganis þe ARMY OF ENGLAND, in tyme of weir; treffonablie conspirand

¹ *Wood's Peerage*, I. 592. He got a remission under the Great Seal for the Murder of ALEXANDER SETON OF MELDRUM, Oct. 10, 1530. *Reg. Mag. Sig.* XXV. 364. See also various entries in this Collection, and in the Appendix to the present reign.

² The case being so remarkable, the text is given untranslated from the Record. The DOOM being inserted ‘*in vulgari*,’ we have thus the entry in both forms.

³ ‘Dempstar,’ q. d. *doomster*, whose office it was to pronounce the sentence.

and ymaginand þe diftructione of ane part of þe ARMY OF SCOTLAND, being for þe defence of þe realme aganis þe perfecutionis and incurfionis of þe auld inymeis of Ingland, being vpone þe faidis Bordouris, in apperand tynfall of þe haill Army of Scotland, and apperand fkaith and diftructione of our foverane lord, his realme, and Commone-weill of þe famin, for þe treffonabill help and supplé of þe faidis inymeis of Ingland.—For þe quhilk treffonabill crimes, the faid Johne Maifter Forbes hes forfeitit to our foverane lord his life, landis, and gudis, movable and vnmovable: And fall be harlyt and drawin trow þe caffay of Edinbur^t, and HANGIT¹ on þe galloufe to þe deid, and quarterit and demanyt as ane traytour. And þis I gif for dome.

PAPERS ILLUSTRATIVE OF THE MASTER OF FORBES'S TRIAL.

I. JUDICIAL CHALLENGE *of the Master of Forbes, as a Traitor and Conspirator, by George Earl of Huntley.*

At EDINBURGHE, þe xj day of Junij, the 3ear of God I^mV^c and xxxvij 3eris. IN prefens of þe KINGIS grace and LORDIS OF HIS COUNSALE vndirwritin; that is to fay, ane maist Reverend and Reverend faderis in God, Gawyne Archibifchop of Glasgou, Chancellare, James Bifchop of Roſſe, William Bifchop of Dunblane; Venerabill faderis in God, David Abbot of Abirbrothok, Robert Abbot of Halyrudehoufe; Noble and mighty lordis, Hew Erle of Eglintoune, David Erle of Craufurd, George Erle of Rothies, John Lord Erſkin, Malcolme Lord Flemyng, Walter Lord of Sanct Johnnis, Johne Lord Lindefay, Hew Lord Someruille, Thomas Erſkin of Breching, Secretare, James Coluile of Efte Wemys, Johne Campbell of Lundy, knychtis, COMPERIT ane nobill and mighty lord, GEORGE ERLLE OF HUNTLIE, &c. one þat ane parte, and JOHNE MAISTER OF FORBES one þat vper parte, and þare þe faid Erle delatit þe faid MAISTER (OF) FORBES to our foverane lord of þis cryme of Treffoune and Leſe-maieſtié eftir following; That is to fay, Ye faid MAISTER OF FORBESE had imagynit and conſpirit HIS HIENES dede² and Slauchter, be ane ſchot of ane ſmall gwne or culuering within þe burgh of Abirdene. Quhilk cryme þe faid MAISTER OF FORBES denyit, and faid it wes nocht of verité; and offerit him to defend þe ſamyn with his body. And becauſe þe faid ERLE OF HUNTLIE allegeit þat ſic wordis wer faid to him, and þe ſaiaris pairof wer nocht preſent; bot þat he ſuld bring ane landit or gentill manne³ ſayaris of þe faidis wordis to þe KINGIS grace, to avow þat þai faid þir wordis, and þat at the þe day nemmit be þe KINGIS grace: And failzeing pairof he hes tane vp þe plege.⁴

¹ *Sir James Balfour*, in his quaint manner, gravely remarks, that the Master of Forbes 'had ſentence to be hanged and quartered; but, by the mediacione of ſome friends, had the fauor to be beheaded and quartered!' *Annales*, I. 268. ² Death. ³ Sic. ⁴ This mode of impeachment was generally done in form of a ſolemn challenge, in preſence of THE KING and his

THE quhilk mater being put to þe avifement of þe CHANCELLARE and LORDIS being present for þe tyme, for þe odioufnes of fa heiche ane crime, and pairwith being avifit, and þai referrand þare counsale and avife agane to his hienes, in quhais prefens þe faid GEORGE ERLE OF HUNTLIE hes bundin and oblist him, his landis and heretage, vnder þe pane of tuenty thoufand markis, to bring þe faid landit or gentill manne, dilataris and fayaris of þe cryme forfaid, before our faid fouerane lord or his Justice in Edinburghe, or quhat vper place he plesis to affigne, þe first day of July nixt to cum. AND pairfor þe faidis Lordis of Counsale Ordanis ane Herald, or vper officiare, to pafs, and command and charge þe faid MAISTER OF FORBES to enter his perfoune within þe CASTELL OF EDINBURGHE, vndir þe pane of Trefoune; and þair to remane quhill þe faid day, or ellis þat he, within þe faid fpace, find fufficient cautione¹ and fouirté to þe faid Justice Clerk, þat he fall compere þe faid first day of July, before our fouerane lord or his Justice, to defend þe faid mater, as accordis vpone þe law, vnder þe pane of xx^m markis: AND alse, to command and charge þe faid JOHNE MASTER (OF) FORBES, þat alse lang as he remanis within þe burghe of Edinburghe, þat he cum na nerrare þe KINGIS grace bot to þe Nether boll² of þe famyn, quhill þe faid day, vndir þe pane of Trefoune: And gif it plesis þe KINGIS grace to cum to þe faid burghe ony tyme within þe faid day, þe faid JOHNE MAISTER OF FORBES being within þe faid burghe, fall remane within his houe and lugeing during þat tyme, and fall nocht cum furth of þe famyn fa lang as þe KINGIS grace beis within þe faid burghe: AND gif þe faid MAISTER OF FORBES paffis, ony tyme betuix þis and þe faid day, furth of þe faid burghe, þat he cum nocht neir to þe KINGIS grace, within thre mylis, vndir þe pane forfaid.

(Dec. 11, 1537.)—II. BOND OF CAUTION *taken by Warrant of the Lords of Privy Council, that John Lord Forbes, and William Master of Forbes, should not escape from the Castle of Edinburgh.*

IN prefens of þe Lordis Chancellor, Prefident, and Lordis of Counfall, Comperit WALTER INNES OF TOUCHIS, Robert Orrok of þat Ilk, James Forbes of Carnebo, John Forbes of Drumdocht, and Williame Forbes of Ardmurdo, become plegeis and fouerteis, coniunctlie and feuerallie, renunciand þe benefice

PEERS. The challenger, after 'delating' or charging the accused person of Treason, &c., threw down his gauge, or gauntlet, which the accused, if he denied the charge, took up; and 'offerrit to defend the famyn (his assertion of innocence) with his body.' In absence, or failure of sufficient proof, THE KING frequently referred the matter to duel or 'Singular Combat,' as it was then termed, exclaiming, 'God defend the richt!' This Contest, like many other ordeals of a similar description, was founded on a deep knowledge of human nature; and seemed necessary, in these barbarous times, for the well-being of Society. The self-possession and innocence of the one party, and the boisterous arrogance, and confusion of the other, frequently, indeed generally, produced a termination favourable to the ends of substantial justice. Numerous instances could easily be adduced, if necessary, of the Judicial Combat having been authorized by Royal authority in Scotland.

¹ His cautioners were John Lord Forbes and John Forbes of Pitslego.

² The Nether-Bow Port.

of diuifioun, to þe Justice Clerk, in our fouerane lordis name, for JOHNE LORD FORBES, and WILLIAME MAISTER OF FORBES his sone, now being within þe *Castell of Edinbur^t*, in Warde, that pai fall nocht eschew nor depart furth of þe said *Castell of Edinbur^t*, bot fall remane pairintill, as in fré Warde, quhill pai be fred furth of þe samin be þe KINGIS grace, vndir þe pane of Ten thousand markis.—*Et hoc plegium captum fuit ex mandato Dominorum Consilii.*

(Apr. 10, 1538.)—III. WARRANT to allow William Master of Forbes free Ward within the Town of Edinburgh.

REX,

JUSTICE CLERK, forsamekle as We haue changit þe Ward of WILLIAME FORBES, sonne and apperand aire of JOHNE LORD FORBES, now beand in oure *Castell of Edinburghe*, to cum and remane in ward in oure Toune of Edinburghe: QUHAREFOR, We charge 3ow, þat incontinent eftir þe sycht hereof, 3e tak ficker fouertie and sufficient¹ þat þe said Williame fall keip and remane in Ward within þe said Toune, and haue² him honestlie pairin, and nocht to depairt pairfra without our speciall Licence granted and had pairto, vndir þe pane of Ten thousand merkis. SUBSCRIUIT with oure hand, at Edinburghe, þe x day of Aprile, and of our regne þe xxv 3ere.³

JAMES R.

Conspiring the King's Destruction, by Poison—Treasonably Intercommuning, &c. with the Earl of Angus, &c.

[ONE of the most remarkable passages in the history of the reign of King James V, is the detail of the proceedings so rancorously adopted and put in execution against JEAN or JONET DOUGLAS, LADY GLAMMIS. The Editor considers it as due to the memory of a noble, and, as he conscientiously believes, a much injured Lady, whose character has met with an undue measure of severity from Historians, to enter rather more fully than usual into a statement of the facts of her case. It is probable that this injustice has arisen from the circumstance of its having been usual for succeeding writers to take for granted all statements made in the earlier Chroniclers and Historians, without farther examination; and thus, until *Mr Pinkerton* and *Mr Tytler* adopted a very different course, errors the most glaring were perpetuated, and handed down from one author to another.

Jonet Lady Glammis was the *second* daughter of George Master of Angus, (eldest son of 'the great Earl,' best known by the name of '*Bell-the-Cat*,') by Elizabeth, second daughter of John *first* Lord Drummond. The reader may be reminded, that the undaunted old Earl of Angus, having remonstrated against the rashness and imprudence of KING JAMES IV accepting the challenge of the EARL OF SURREY to fight, received what he deemed an unpardonable affront from his sovereign, who taunted him for his counsel, and proudly told him, if he was afraid, he was at liberty to go home. Retiring in disgust from the field of battle himself, and, as is related, with tears of indignation, he generously left all his followers with his two eldest sons, who both fell at FLODDEN FIELD, with two hundred gentlemen of their name. Bell-the-Cat, broken-hearted, thereupon withdrew from the world, and died the following year, 1514, at the Priory of Whithorn, in Galloway.⁴

¹ John Forbes of Pitslego and George Meldrum of Fiwy (Fyvie), 10,000 merks.

² Behave, conduct himself.

³ Anno 1538.

⁴ Wood's Peerage, I, 134. Pinkerton's Hist., &c.

The unfortunate lady who was the victim in the following Trial, married John *sixth* Lord Glammiss, who died Dec. 12, 1527, leaving issue by her, John *seventh* Lord Glammiss, then a youth. He was long involved in the consequences of his mother's misfortunes,¹ and *Elizabeth*, married to Ross of Craigie.² She appears soon afterwards to have married Archibald Campbell, who is styled by Historians 'of Kepneith.' This gentleman appears to the Editor to have been Archibald Campbell of Skippinche (Skipnish), who was the second son of Archibald *second* Earl of Argyle. He obtained a Charter of the lands and Keepership of the Castle of Skipynche or Skipnish, Aug. 13, 1511, from King James IV.³ The Editor does not recollect to have met with the title of *Keipnech* in any of the Public Records, and thinks it extremely probable that Campbell of Skipnish was the second husband of Lady Glammiss. At all events, it is very unlikely that a high-born Lady of so distinguished a family as that of DOUGLAS would stoop to a matrimonial alliance with a small Highland Laird, unconnected with any Noble family. It is proper, however, to state, that the Editor has no proof to adduce in support of this surmise. Being possessed of a masculine mind, and a large measure of that undaunted courage, which so long characterised the Douglasses, she generously, but imprudently, braved the King's Proclamations, which strictly forbid all persons, of whatever degree, from 'intercommuning' with, or giving food, raiment, or shelter to the Earl of Angus, and other Traitors and Rebels, under pain of death.

It must be borne in mind, that Archibald, *the sixth* Earl of Angus, Chancellor of Scotland, who was forfeited in Parliament, Sep. 5, 1528, along with George, his brother, and Archibald, his uncle, was brother-german to Lady Glammiss, who was closely attached to him alike by the bonds of natural affection and of private friendship. With the unquenchable fidelity of a sister's love, she afforded her brothers and their uncle all the assistance in her power, and speedily drew down upon herself a portion of the implacable vengeance which KING JAMES V had sworn against THE DOUGLASSES, it being known that he had taken a deep and solemn vow, that while he lived they should never find refuge in Scotland. This Nobleman, on the death of his first wife, Lady Margaret Hepburn, second daughter of Patrick *first* Earl of Bothwell (who died in childbed in 1513, without surviving issue), married, Aug. 6, 1514, MARGARET of England, QUEEN DOWAGER of JAMES IV, within eleven months after the fatal field of Flodden. The indecent haste with which this match was got up, and the ambitious views of the Douglasses, who through this means obtained the custody of the young KING's person, in reality accelerated their downfall, by exciting against them the jealousies of a powerful faction of the Nobility. THE KING having made his escape out of ANGUS's hands, in July, 1528, the forfeiture of the Earl, his brother, and uncle, followed speedily after the meeting of the earliest Parliament, Sep. 4, 1528. It cannot be disguised that the violent and openly treasonable conduct of the Earl and his faction after this period was by no means calculated to restore him to royal favour, or to reconcile him to his injured countrymen. Having made many incursions into his native country, he retired into England, and became a pensioner of HENRY VIII, who, in 1532, settled an annuity of one thousand merks Sterling upon him. The subsequent restoration of the family, after the death of KING JAMES V, is well known, and the outline of the history of his after life is unnecessary to be touched upon here, as being entirely foreign to the present subject.

So early as Dec. 1, 1528, she was summoned to answer before Parliament, along with *Patrick Hume of Blacater*, *Hugh Kennedy of Girvanemanys*, and *Patrik Charteris*, for art and part counsel, assistance, &c., afforded to the Earl of Angus, in convoking the lieges for eight days immediately preceding Jun. 1, for invasion of the King's person. This Summons of Treason was continued to Jan. 18, 1528-9, when the matter, so far as LADY GLAMMISS was concerned, seems to have been dropped, for on the next diet, Jan. 22, her name no longer appears. In a few years afterwards, on Jul. 1, 1531,⁴ we find that Gawyne Hammiltoune got a Gift from the Crown of the escheat of

¹ See his Trial, Jul. 18, 1537.

² For some particulars of that devoted family, see this Collection, Vol. III, p. 445, and Appendix, pp. 582 to 590.

³ *Reg. Mag. Sig.* xvii, No. 33.

⁴ See Extracts from the *Privy Seal Record*, in the Appendix to this reign, under that date.

all the goods, heritable and moveable, which had pertained to JONET LADY GLAMMIS, and had been forfeited on account of her 'Intercommunying with our fouerane lordis Rebellis, or for ony vpir crymes,' &c. On Nov. 29 of that year, Haldane of Kelour and several others were fined for not passing upon her Assise; and on Jan. 31, 1531-2, John Drummond of Innerpeffery¹ became surety for her entry at the next Justice-aire of Forfar, for art and part of taking the life of her husband, John sixth Lord Glamis, '*per intoxicationem*,' which probably was meant to signify the employing of drugs, charms, or enchanted potions. This shifting of the ground, in relation to the charge of crime alleged against her, seems to have proceeded from the repeated refusal of the Barons to come forward as Assisors or Jurors on her Trial, and from the fear on the part of the public prosecutor that the Case would break down for want of legal and satisfactory proof of her being guilty of any Treason. Such suspicious circumstances naturally lead us to infer that her real crime was the political offence of her being a true-hearted DOUGLAS, and as such a contumacious despiser of the Royal tyranny, which would attempt to force her to deny succour to her oppressed brothers and uncle, and other 'Rebels.' As Lord Glamis died Dec. 12, 1527, it is highly improbable that all legal proceedings would be allowed by the advisers of the Crown to be totally suspended for nearly four years against one who was, at any rate, obnoxious to THE KING. There were never awanting enough of officious spies about the Scottish court to ferret out the truth of even the shadow of suspicion of crime against those who were unhappy enough to lie under its ban; and had there been any just ground of accusation, Lady Glamis's career would have at once been cut short.

In farther corroboration of the feelings of the Barons, in relation to the innocence of Lady Glamis, it may be stated that, on Feb. 2, 1531-2, Fullerton of Ardoch, and a number of other Lairds, were amerced for refusing to pass upon another Assise, which her prosecutors had again caused to be summoned for her trial. And once more, on Feb. 26, Lord Ruthven, Lord Oliphant, &c., were fined for the same cause, as may be seen from the various entries, under these respective dates, in this Collection. Owing to the imperfect state of the Criminal Records, no farther notice of this ill-used lady can now be procured until the day of her Trial, when unprincipled Witnesses appear to have been brought forward, who gave false testimony; upon which the Jury were compelled to return a Verdict of guilty, 'without any substanciall ground or proyf of mattir.'²

With regard to the articles of Dittay, they are only two—treasonably Conspiring and imagining the King's Slaughter or destruction by poison, and treasonably assisting, supplying, resetting, intercommuning, and fortifying Archibald, Earl of Angus, and George Douglas, his brother. The popular story, which originated in the blunders and fables of some of the Chroniclers and Historians of the age of MARY and JAMES VI, has hitherto been, that the Lady Glamis was burnt for WITCHCRAFT! The Records leave no room for imagining that such formed any part of the charges adduced against her. Assuredly, had it been possible to bring forward such an accusation, we may infer that it would have been strenuously urged against her, to secure the popular voice in favour of THE KING; and, above all, *it would have been prominently recorded in the Dittay, and also in her Sentence.* Mr Pinkerton, deluded by the frequent repetition of this fable, indulges himself by entering into extenuation of the conduct of JAMES V, for sanctioning the prosecution of Lady Glamis for the imaginary crime of Witchcraft; and other authors, otherwise respectable, have fallen into the old vice of the earlier Historians, who have immemorially been in the habit of perpetuating each other's errors, by indolently taking for granted all that their predecessors had stated, without being at the pains of examining for themselves Records and documents which were at all times within their reach.

Perhaps the fabulous story in regard to a charge of WITCHCRAFT having been brought against

¹ Sir John Drummond of Innerpeffery, third son of Sir John first Lord Drummond, was the father of this individual, who married Margaret Stewart, Lady Gordon, natural daughter of KING JAMES IV, legitimated by Letters under the Great Seal, Feb. 1, 1558-9. ² Letter from Sir Thomas Clifford to KING HENRY VIII. *Mus. Brit.*, Caligula, B. iii, 187. Pinkerton's Hist. II, 348. See also this Collection, I. * 198.

Lady Glamis, may have originated in the preceding attempt to fasten upon her the pretended guilt of taking away her first husband's life by charmed drinks or drugs. This, however, took place many years before her execution. A more plausible reason for reporting that she dealt in Magic or Witchcraft may have been the barbarous manner of her death; for, she having died at the stake, it is not unlikely that the popular report, fifty years, or even a century afterwards, would be that she was 'Burnt for a Witch.' In all cases of Treason and Murder, as well as in those of Witchcraft, Sorcery, &c., females of rank were invariably *burnt at the stake*, until a comparatively recent date, when decapitation was sometimes granted, in particular instances. In crimes of an inferior description, such as Theft, &c., females, and often infirm old men, were *drowned*. From not attending to this circumstance, and as Witchcraft was uniformly punished by burning at the stake down to the commencement of the eighteenth century, it was natural for the more modern Historians, who were well aware of the manner of her death, to repeat what they had met with in the pages of earlier Chroniclers, &c.

There is one circumstance which strikes the Editor as affording a very extraordinary feature in these proceedings. The truly amiable MAGDALENE QUEEN OF SCOTLAND, who had only arrived from France on May 19, died on July 7, 1537; which plunged THE KING and the nation into the deepest sorrow. Never did a Queen-consort commence her reign under happier auspices, and with so entire a love of all her subjects. JAMES V had to all appearance abandoned himself to grief for her loss, and had retired from the pleasures of the Court and from all his usual sports and employments, when suddenly, 'in the very crisis of domestic and national affliction,'¹ these rigorous proceedings were adopted and perpetrated, with feelings of private revenge and hatred altogether abhorrent to human nature. Had such a course been previously determined upon by the advisers of the Crown, certainly the time was the worst that could possibly have been chosen; for even had this excellent Queen survived, Lady Glamis must either have been put to death by BURNING AT THE STAKE during the midst of the festivities which followed her Marriage and Public Reception, or at the very moment of the celebration of her Funeral Obsequies! The whole complexion of this shocking tragedy bears such savage traces of a furious and unmanly revenge against a noble and unprotected female, who was the only individual of her family on whom they could lay their hands, that it can hardly be compared with any other event, either in ancient or modern history.

The Editor need scarcely apologize for appending a few notices, which he considers as necessary towards the full understanding and illustration of so remarkable a Trial, and so painful a passage of the History of Scotland.]

Jul. 17.—JONET DOUGLAS LADY GLAMMYS, 'Conuicta de arte et parte proditorie Conspirationis et imaginationis Interfectionis, siue distructionis, nobilissime persone ferenissimi domini nostri REGIS, per pessimum venenum lie *poyfone*. ITEM, pro arte et parte proditorie affistentie, supplementi, receptationis, intercommunicationis et fortificationis ARCHIBALDI olim ANGUSIE COMITIS, et GEORGII DOUGLAS ejus fratrum, proditorum et rebellium, in proditorio modo.—COMBUSTA.

NOMINA ASSISA *electe jurat. et admiff. super prefata Joneta Domina Glammys, viz.*

Johnnes Comes Atholie,	Wil. Kirkpatrik de Kirkmychell,	Johannes Mailuill de Raith, miles,
Johannes Comes Buchanie,	Joh ^s Creichtoune de Ruwennis,	Jac. Towris de Inuerleith, miles,
Robertus Dominus Maxwell,	Jacobus Ker de Merfingtoune,	David Barclay de Matheris,
Wil. Magifter de Glencarne, miles,	Gilbertus Comes de Caffillis,	Johannes Edmonstoun de eodem,
Johannes Hume de Coldenknowis,	Willelmus Dominus Sympill,	Wil. Makclellane, Tutor de Bondby.

¹ Letter from Sir Thomas Clifford to KING HENRY VIII, B. iii., 187. Pinkerton's Hist. II, 348.

SENTENTIA FORISFACTURE *reddita contra prenominatam JONETAM DOMINAM DE GLAMMYS, per os Willielmi Carwod, sectatoris dicte Curie, prout sequitur in vulgari.*

IT is fundin be þe said Affise, That JONET DOUGLAS LADY OF GLAMMYS hes commitit art and part of þe tressonabill Conspiratioune and ymaginatioune of þe Slauchter and destruction of our souerane lordis maist nobill persone be poyfone: And for art and part of þe tressonable assistance, supplé, reffett, intercommonyng and fortifying of ARCHIBALD, sumtyme ERL of ANGUSE, and GEORGE DOUGLAS, hir brether, Traytouris and Rebellis, in tressonabill maner.—FOR þe quhilkis tressonable crimes, þe said Jonet Lady of Glammys hes foirfallit to oure souerane lord, hir life, hir landis, gudis movable and vnmovable: And þat scho fall be had to Castell hill of Edinburghe, and pair BRYNT in ane fyre to þe deid, as ane Traytour. AND þat I gif for Dome.

PAPERS ILLUSTRATIVE OF THE TRIAL OF JONET LADY GLAMMYS.
I. NARRATIVE *taken from the History of Scotland, by David Scott of the Inner Temple.*¹

The Lady Jane Dowglass, &c. accus'd for Conspiring to Murder the King.

AT this time, the LADY JANE DOWGLASS, sister to *Archibald Earl of Angus* (who then liv'd an exile in England), was the most celebrated beauty in the nation. She was of a middle stature, not too fat; her face of an oval form, with full eyes; her complexion extremely fair and beautiful, with a majestick mein. Besides all these perfections, she was a lady of singular chastity, her mind wanting none of those perfections a mortal creature could be capable of. Her modesty was admirable, her courage was above what could be expected in her sex; her judgment solid, her behaviour affable and engaging to her inferiors as well as equals: And as she was descended from one of the most ancient and illustrious Families in the kingdom (tho' at that time eclips'd,) she had been married to JOHN LYON LORD GLAMES, a most worthy young Nobleman of noble birth, but died soon, and left this young lady with one son: And tho' still mistress of her perfections and a plentiful jointure, yet continued a widow for some years after her husband's death. During which time, several of the first Nobility of the Kingdom had courted her; but she was not so much inclined to marry for wealth and title, as for merit; so that she plac'd her affection on one *Archibald Campbell of Kepneath*, who commanded the Third Regiment in the King's Army, to whom she was married, to their mutual satisfaction. Mean time *William Lyon*, a near relation of her first husband, having made violent addresses to her, and seeing that she was married to this gentleman, became almost distracted upon the disappointment: But though he had lost her in marriage, yet did not forbear his addresses to her in an unlawful way, and continued to importune her to consent to his designs; which she resented with the utmost disdain, and told him, that she had treated him with the respect due to the relation of her

¹ Folio, Westminster, printed by J. Cluer and A. Campbell, in King's Street, near the Abbey, 1727. Though no authorities are cited by the author on the margin, his account bears marks of having been collated with *Drummond of Hawthornden's History*, which is fuller on the subject of this Trial than any other. From his residence in London, he had, probably, access to State Papers, &c. from which his Narrative had been compiled. It has been deemed advisable to print it here, as the book is but little known; and indeed it only professes to be an impartial compilation from previous Histories and Chronicles.

² There seems to the Editor to be no doubt that this gentleman was *Campbell of Skipynche or Shipness*, as formerly surmised. See the Case of JOHN LORD GLAMMYS, Jul. 18, 1537.

first husband and child, and not out of any regard to his own person or merit ; but, since she found that he had such designs, she hated the sight of him, and assured him that she never would comply with such abominable crimes.

This resolute denial so distracted him, that he upbraided her with ingratitude for the great love he had for her, and told her, since he had lost so much time in vain, he would study to banish her from his thoughts. But his violent love, or rather lust, turn'd to as violent hatred ; so that after that he never visited her, but studied revenge. Thus his passionate love being succeeded by vengeance, he took some time to invent a plot against her life, which he resolved to sacrifice to his resentment : And at last found out the most horrid contrivance that Hell could suggest. He accus'd the Lady, her husband, and one *John Lyon*, an aged Priest, and his own near relation, of having a design to poison THE KING. Whereupon they were apprehended and confined prisoners in THE CASTLE OF EDINBURGH, their goods seiz'd, and a strict charge given to the Judges of the Justiciary to proceed to their Trials.

Mean time the accuser, *William Lyon*, having too ready access to THE KING's ear, studied all means to aggravate the crime ; and that he might dispose THE KING to treat them with all possible cruelty, he represented that the Family of the *Douglasses* had been always dangerous and troublesome to his predecessors, and even to himself and his kingdom : And reminded him of the insolent behaviour of *Archibald Earl of Angus*, brother to the prisoner, in the time of his Majesty's minority, whose practices were so dangerous, that by a public Decree he was banish'd the kingdom as a disturber of the peace of his native country : That since that time he was become the subject of KING HENRY OF ENGLAND, his Majesty's greatest enemy ; and was now the cause of all the Inroads made by THE ENGLISH into Scotland : And since he could not be restor'd to his honours and fortune without great difficulty, revenge had incited him to plot all the mischief he could against THE KING's person, and who could be employ'd in such wicked designs more true to him than his own sister, who by the ties of blood was oblig'd to secrecy ; and had employ'd her in that Conspiracy, thinking that her sex, character and birth, would make her the less suspected : Therefore advis'd his Majesty, that if he had any regard either to his interest or safety of his person, it was necessary to extirpate that race, which produc'd nothing but monstrous Rebels ; and especially that woman, whom, if he spar'd, he put it in her power to accomplish her wicked designs.

THE KING, being ignorant of the malice which *William Lyon* bore to the Lady, order'd that she, her husband, and Chaplain, should be speedily brought to their Trial, without any regard to their birth or characters. And the *Lady Jane* was brought to the Bar, according to custom, to hear what she could say for her self. And having made particular answers to the questions propos'd by the Judges, she imagin'd that her danger proceeded from her relation to the *Earl of Angus* ; and with the greatest courage and confidence imaginable, she deliver'd the following SPEECH.

Lady Jane Douglass her Defence at the Bar.

' THOSE that hate my brother are enrag'd, because he is not in their power, that he might fall a sacrifice to their malice ; and they now discharge their spite upon me, because of my near relation to him ; and to gratify their revenge with my blood, they accuse me of crimes which, were they true, deserv'd the severest death. But, since it is the only prerogative of God to punish men or women for the faults of others, which belongs to no judge on earth, who are oblig'd to punish every one according to their personal crimes, you ought not to punish in me the actions of my brother, how blamable soever. Above all, you ought to consider if those things I am accus'd of have the least appearance of truth ; for what gives the greatest evidence either of the guilt or innocence of an impeach'd person is their former life. What fault could any hitherto lay to my charge ? Did any ever reproach me with any thing that is scandalous ? Examine into my former conversation ; for vice hath its degrees as well as virtue, nor none can attain to a perfection in either, except by long practice ; and if you can find nothing reprobable in my conduct, how can ye believe that I am arriv'd all of a sudden to contrive

this Murder, which is the very height and perfection of impiety? I protest I would not deliberately injure the most despicable wretch alive. Could I then make the Murder of my Sovereign, whom I always reverenc'd, and who never did me wrong, the first essay of my wickedness? None are capable of such damnable and unnatural actions, except such as are in desperate circumstances, or such as are hurried into Plots by reward or revenge. My birth, and condition of life, puts me beyond the suspicion of the first of this kind; and for the latter, since I was never injur'd by THE KING, how can I be suspected to thirst for revenge?

'I am here accus'd for purposing to kill THE KING; and to make my pretended crime appear more frightful, it is given out that the way was to be by poison. With what strange impudence can any accuse me of such wickedness who never saw any poison, nor know I any thing about the preparation of it? Let them tell where I bought it, or who procur'd it for me? Or though I had it, how could I use it, since I never come near THE KING's person, his table, nor Palace? It is well known, that, since my last marriage with this unfortunate gentleman, I have liv'd in the country, at a great distance from the Court. What opportunity could I have to poison THE KING?

'You may see by those circumstances, which give great light in such matters, that I am entirely innocent of those crimes I am charg'd with. It is of the office of you Judges to protect injur'd innocence: But if the malice and power of my enemies be such, that, whether guilty or innocent, I must needs be condemn'd, I shall die cheerfully, having the testimony of a good conscience; and assure yourselves, you shall find it more easy to take away my life than to blast my reputation, or to fix any real blot upon my memory.

'This is my last desire of you, that I may be the sole object of your severity, and that those other innocent persons may not share in my misfortunes. Seeing my chief crime is that I am descended of THE FAMILY OF DOWGLASS, there is no reason that they should be involv'd in my ruin; for my husband, son, and cousin, are neither of them of that Name or Family. I shall end my life with more comfort if you absolve them; for the more of us that suffer by your unjust Sentence the greater will be your guilt, and the more terrible your condemnation, when you shall be tried at the great day by the Almighty God, who is the impartial Judge of all flesh.'

The Judges represent the Case of Lady Jane to the King.

This SPEECH was deliver'd with such courage, and free from fear, that the Judges were extremely astonish'd at her heroick behaviour; and when they had consider'd what she had said in her own defence, they delay'd the Sentence, and sent two of their number to THE KING, to represent to him, that, though the Witnesses had prov'd the Articles of Impeachment, and that according to the laws of the land, upon the Evidence, she deserv'd death; yet, upon a serious consideration of the whole circumstances of the matter, they could not perceive the least probability of her guilt: They were afraid lest the rigour of the law in this case should prove the height of injustice,¹ therefore they wish'd rather that equity and mercy should take place, it being more safe to absolve a criminal than to condemn an innocent person: That time alone could discover the truth of the matter, by making known the characters of those Witnesses who had sworn against her, whether they were men of honesty, or had been bribed to accuse her: That nothing was more advisable than to delay the whole affair for some days, which could be no danger to THE KING, since those persons were not to have their liberty; and when there appear'd any clear proof of their guilt, they might suffer according to the law. As for themselves, they were tied up to the form and letter of the law; it belong'd only to his Majesty to temper and moderate their Sentence by his clemency: Upon which account, they address'd themselves to him, since in such cases wherein the life, honour, and effects of persons of distinction are concern'd, all possible caution was necessary.

¹ Summa justitia summa injuria.

The King's Answer to the Judges.

THE KING, who was naturally merciful, had easily complied with this request of the Judges, had not *Lyon* (who contriv'd the hellish plot, and then fear'd that if they escap'd his wickedness would be discover'd) prevail'd with THE KING to return this Answer to the Judges: That the exercise of Justice was a considerable part of the Royal dignity, which he had entrusted them with when he made them Judges: That it belong'd to their Office to preserve the Innocent and punish the Guilty: That the Book call'd *Regiam Majestatem* contain'd all the forms and rules which ought to determine them in such cases: Wherefore, he gave them full power to proceed in that matter, according to justice and the Laws of the land; and said, he knew nothing that could hinder them from doing their duty like men of judgment and honour.

Lady Jane Executed.

With this answer, those that were sent to wait upon THE KING return'd to the Exchequer, (where the Court of Justice then sat,) and reported to the rest of the Judges what THE KING had given them in charge. Whereupon the Judges gave Sentence against the Lady, according to the Law. She heard the Sentence pronounc'd without the least signe of terrour or concern. On the day appointed for her Execution, she suffer'd on THE CASTLE-HILL OF EDINBURGH; where she appear'd with so much beauty and little concern, that all the spectators were so deeply afflicted for her, that they burst out with tears and loud lamentations for her untimely end, and were so confident of her Innocence, that they design'd to rescue her: But THE KING'S Officers and Guards being present, hinder'd their attempting any thing that way.

Thus died this most noble Lady, whose death was lamented by all that knew or beheld her, except the most inhuman barbarian who brought her to this lamentable end.

The next day after her death, HER HUSBAND (Archibald Campbell) design'd to make his escape out of *the Castle of Edinburgh*, being let down over the walls by a rope, which happening to be too short, or broke, he fell upon the rocks, where he was dash'd to pieces.

THE KING seem'd much concern'd after the Execution of *Lady Jane* and the death of her husband, and caused release the old Gentleman her Chaplain. But yet, THE YOUNG LORD GLAMIS was still kept in the Castle, till after THE KING'S death.

William Lyon confesses his crime, and flies from justice.

After this most virtuous and excellent, as well as beautiful, Lady fell a victim to her inhuman lover, he began to reflect on his wickedness, and was so fill'd with horror that he was not able to endure the lashes of his troubled conscience. He lamented his crimes when it was too late, and having such confidence in THE KING'S mercy, he confess'd the whole matter secretly to him. But finding THE KING abhor'd such wickedness, he fled from the Court, knowing that he could not escape being punish'd according to his crimes; and departing from Scotland, he soon after died in *Flanders*, in great misery.¹

II. NARRATIVE from 'The History of the Houses of Douglas and Angus, by Master David Hume of Godscroft.'

THE KING'S anger still continued against them (the DOUGLASSES) in such sort, that nine years after, in 1537, he was contented that *Jeane Douglas Lady Glames*, (who was *Angus*' Sister,) should be accused by false Witnesses, condemned, and execute. The point of her accusation was, that she, and her Husband, (*Archibald Campbell* then,) and her Sonne, and an old Priest, had gone about to make away the King by Witchcraft. Their servants were tried and racked, but confessed nothing; the Accuser, *John Lyon*,² a kinsman of her first husband, when he saw how they were like to be

¹ Folio, Edin. Printed by Evan Taylor, Printer to the King's most excellent Majestie, 1644, p. 261.
It will be seen, from the other proceedings, that William was this person's name.

² 'William'

used, and that the House of *Glames* would be ruined, repenting of what he had done, confessed to the King that he had wronged them; but it did no good.

‘ She was burnt upon the *Castle-hill*, with great commiseration of the people, in regard of her noble blood, of her husband, being in the prime of her years, of a singular beauty, and suffering all, though a woman, with a man-like courage; all men conceiving that it was not this fact, but the hatred the King carried to her brothers, that had brought her to this end. Her husband, seeking to escape over the wall of the Castle, fell, and broke his leg, and so died. Her sonne was kept in prison, because he was so young that the law could not strike against him.

‘ Others were committed to Ward, as *Sir George Hume* of *Wedderburne*, who was *Angus* his sister’s son, to *Black-Nesse*, for whom his mother, Dame *Alison Douglas*, coming often to entreat the King for him, though he always used her courteously, and gave her good countenance, and that almost onely to her of all their friends: So that his language was by way of excusing, without deniall; yet she could obtain nothing, till a little before his death, about the Rode of *Fawla*, when hee began to misse their service, then he set him at libertie. His implacabilitie did also appear in his carriage towards *Archbald* of *Kilspindie*, whom he, when he was a childe, loved singularlie well for his ability of body, and was wont to call him his *Gray-Steel*.

‘ *Archbald* being banished into *England*, could not well comport with the humour of that nation, which he thought to be too proud, and that they had too high a conceit of themselves, joyned with a contempt and despising of all others. Wherefore, being wearied of that life, and remembring the King’s favour of old towards him, he determined to try the King’s mercifulness and clemency. So he comes into *Scotland*, and taking occasion of the King’s hunting in the Park at *Stirling*, he casts himself to be in his way, as he was coming home to the Castle. So soon as the King saw him afar off, ere he came near, he guessed it was he, and said to one of his Courtiers, yonder is my *Grey-Steil*, *Archbald* of *Kilspindie*, if he be alive. The other answered, That it could not be he, and that he durst not come into the King’s presence. The King approaching, he fell upon his knees, and craved Pardon, and promised from thence forward to abstain from meddling in public affairs, and to lead a quiet and private life. The King went by, without giving him any answer, and trotted a good round pace up the hill. *Kilspindie* followed, and, though he wore on him a secret, or shirt of mail for his particular enemies, was as soon at the Castle-gate as the King. There he sat him down upon a stone without, and entreated some of the King’s servants for a cup of drink, being wearie and thirstie: But they, fearing the King’s displeasure, durst give him none. When the King was sat at his dinner, he asked what he had done, what he had said, and whither he had gone? It was told him that he had desired a cup of drink, and had gotten none. The King reproved them very sharply for their discourtesie, and told them, That if he had not taken an oath that no *DOUGLAS* should ever serve him, he would have received him into his service, for he had seen him sometime a man of great abilitie. Then he sent him word to go to *Leith*, and expect his further pleasure. Then some kinsman of *David Falconer* (the canonier that was slain at *Tantallon*,) began to quarrel with *Archbald* about the matter, wherewith the King shewed himself not well pleased when he heard of it. Then he commanded him to go to *France* for a certain space, till he heard farther from him. And so he did, and died shortly after. This gave occasion to the King of *England* (*Henry VIII.*) to blame his nephew, alledging the old saying, *That the King’s face should give grace*. For this *Archbald* (whatsoever were *Anguse’s* or *Sir George* his fault) had not been principal actor of any thing, nor no counseller nor stirrer up, but only a follower of his friends, and that noways cruelly disposed.

‘ He caused also execute *Sir James Hamilton* of *Evendale*, for divers reasons: But that which incensed him most, was his Correspondencie and secret trafficking and meeting with the banished *DOUGLASSES*, especially with *Sir George*, whom he met with in the *Park-head*, as the King was

informed. There was no man that he could hear had but received them into his house, but he caused apprehend, and execute the rigour of the law upon them. He caused the Laird of *Blackader* bring in *John Nisbet* of the *Spittel*, and made him to be execute to death, for receiving (as was alledged at least) the Earl of *Angus* into his house.

‘ These many Executions, proceeding from many Reports and Delations given to him, bred great suspicion in his minde; all the woods seemed full of Theeves. Many were put to death for the DOUGLASSES; this was a token that they had many favourers: many were offended by these executions, and so many ill-willers, by being offended. So his suspicion against the Nobility was daily increased; his jealousy growes, cares multiply, his mind is disturbed, which would not suffer him to sleep sound, but troubled his head with dreames and fanfies.’

III. NARRATIVE from *Bishop Lesley's History of Scotland*.¹

IN this fymer was tane THE LADY GLAMMES, sister to the Erle of Angus, and *David Lyoun* hir husband, and brocht to the toun of Edinburgh, and wer accusit and convict be ane Affyse for Conspiracie of THE KINGIS deid. And the faide lady wes brint, and hir husband hangit thairfor.² The LORD GLAMMES, her sone, wes convict for knowlege and Conspiracie of the famin, and thairfor forfaitit of his landis, and condampnit to dee. Bot because he wes younge and tendir of aige, THE KING spairit his lyff, and committed him to perpetuall presoun; quhair he remainit during THE KINGIS lifftyme, in the Castell of Edinburgh.

Shortlie thaireftir, *JOHNE MAISTER OF FORBES*, and eldest sone to the Lord Forbes, quha had maryit the said *Lady Glammes* sister, wes accuset in Edinburgh, and convict be ane Affyse for the like Conspiracie of THE KINGIS deid; and thairfor wes heidit and quarterit at Edinburgh, and his heid and quarteris affixt apoun the Portis. The *Lord Forbes*, his fader, being suspectit thairfor, wes halden in ward in the Castell of Edinburgh; bot he wes thaireftir releifit.

IV. NARRATIVE from ‘*The Genealogie of the House of Drummond*.’ Unpublished.³

ANOTHER daughter of *GEORGE MASTER OF ANGUS*, with Lady Elizabeth Drummond, was Jean Douglas, Lady Glammis, married to John Lord Glammis, called to a by-name, ‘*Cleanse the Cause*.’ In the year 1537, she was accused, by suspected witnesses, (if not false,) that she and her sone and some others had gone about to take away King James the Fifth his lyfe by witchcraft; whereupon she was brunt upon the Castle Hill of Edinburgh, with great commiseration of the people, in regaird of her noble blood and singular beautie, she being in the prime of her age, and suffering with a masculine courage, al men conceaveing that the King’s hatred to her brothers had brought her to that end.

Her sone John, who was next lord, was also condemned and forfaitit; yet, because he was a minor, reserved in prison untill he should be of age to have his sentence put in execution. Bot after the King’s death, in anno 1542, he was againe restored to his lyfe, estate, and honor, and was father to John Lyon, Lord Glames, Chancellor of Scotland, whose sone was Patrick, the first Earle of Kinghorn, and married to Anna Murray, daughter to John, then Laird of Tullibardine, begot upon Catharine Drummond, daughter to David Lord Drummond; this Patrick, the first Earle, was grandfather to Patrick, now Earle of Strathmore and Kinghorn.

¹ *Bannatyne Club's Edit.* 1830, p. 154.

² These unpardonable errors show strongly how little is to be relied even on the most accurate of our old Historians in matters of this description. A mistake inadvertently made by one was sure to run through all future Histories, without examination.

³ *GENEALOGIE OF THE HOUSE OF DRUMMOND*, Quarto, 1831, p. 145. Preparing for Private circulation from the *Strathallan MSS.* &c. The Editor is indebted to the learned Gentleman who conducts the publication of this Family History, for the present extract.

The families lineally descended of this Lady Glames, besydes Strathmore, are Duke Hamilton, Earle of Caffills, Earle of Morton, Lord Spynie.

V. NARRATIVE from *Calderwood's MS. History of the Church of Scotland.*

JEANE DOUGLASS LADIE GLAMES, and sifter to the Erle of Angous, was indicted and convict be ane Affise, having, with her second husband, *Gillespick Campbell*,¹ her son, ane old Preeft, and *John Lyoun*, her first husband's kinsman, fought to have killed THE KING with Poyfoun. Howbeit, they dwelt far from Court, and nothing could be extorted from their frinds or servants, quhich anie wife might serve againest them; yit war they tortured and committed to the Castell of Edinburghe.

JEANE DOUGLASS was burnt wpon the 5 day after the beheading of THE MASTER OF FORBES. Her death was greatlie lamented be the people, for her nobilitie, her youth, her beautie, her courage at her death, but most of all, because it was judged that hatred against her bannished brother, rather then guiltiness of anie crime committed, had brought her to that end. Her husband, *Gillespick Campbell*, while he pressed to escape out of the Castell be a cord over the wall, the end being short, he brake all his bonds,² and died. His sone, a simple youth, scarce lyable to suspicioun for such a crime, was detained imprisoun during THE KING's life; and after, restored to his patrimonie.

The accuser was one *William Lyoun*, a kinsman. He repented, too late, of the calamitie he had brought upon such a noble House, be his calumnies; and confessed his wicked purpose to THE KING. Bot THE KING relented nothing notwithstanding, either of his rigour, of the punishment, or of the forfaitour of the Lands.

Archibald Dowglas of Killspindie,³ quhom he loved singularlie for his abilitie quhen he was a child, and called him his *Graystele*, had come into the countrie secreitlie, and fallen down upon his knees before him, and craved pardoune, quhen THE KING was returning from the Park of Stirlie to the Castell; bot THE KING past by! This gave occatioun to KING HENRIE of England to blame his nephew, and to alledge the commoun saying, 'a KING's face should have grace.' The Earle of Angous sifter-son, *George Hume of Wedderburne*, he committed to warde in Blacknesse, and determined him in award;⁴ till a littell before his death, that he had need of service at FALA RAID, quhen THE KING sett him at libertie, and gave him a white horse of rare speed. Bot for⁵ this present, his wraith against THE DOUGLASSES was implacable.⁶

VI. NOTICE from *Anderson's MS. History of Scotland.*

ABOUT this tyme, the LADIE GLAMES, hir sone the *Lord Glames*, of 16 zeiris of aidge, hir husband, *Archibald Campbell of Keipnech*, ane barbour, and a Preeft, war accusid for Treffonn, in the Tolbuith of Ed^r. The said *Ladie* was condamet and Brunt.

Schort quhyle eftir, followid ane wther judgment,⁷ in confideratioun of the parentadge accusid, the novaltie of the cryme, the creweltie of the cryme and executioun, most miserabill. JOANE DOUGLAS, sifter to the *Earle of Angus*, *Johnne Lord Glames* wyff, as is in maner forsaide, was accusid that scho, hir husband, and sone was to poyfone THE KING, was brunt. Hir husband being Wairdit in the Castell of Ed^r, thinking to brek (Waird) and com away, be ane tow,⁸ the fame was schort: He fell and brak all his banes, and died.⁹

VII. NOTICE from *Sir James Balfour's Annals.*

THIS zeire, also, THE LADY GLAMISE, sifter to the *Erle of Angus*, and her husband, *David Lyone*,¹⁰

¹ *Buchanan*, in his History, generally designates Archibald Earl of Argyll, *Gillespick*. ² Bones. ³ See this narrated at length in *Hume's History of the House of Douglas and Angus*. Edin. 1743, ii, 107. ⁴ Fine for his return, &c., for which he had forfeited his Bond. ⁵ Notwithstanding. ⁶ *Calderwood's History of the Church of Scotland*, MS. Adv. Library. ⁷ He precedes this brief notice by an account of Lord Forbes's Treason. ⁸ Rope. ⁹ *Anderson's MS. History of Scotland*, Adv. Library. ¹⁰ *Lesley's blunder* repeated.

wer arrann'd for Treffone against THE KING's persone. The Lady was brunt, and her husband was hangitt,¹ and her sone, THE LORD GLAMISE, was forfaulted, bot his lyffe was spared; becausse he, knowing, did not reweill his mother's deseinges, and was sentenced to perpetuall prisone.²

VIII. LETTER from Sir Thomas Clifford to King Henry VIII.³

MR PINKERTON having repeatedly quoted this Letter in his History, as being illustrative of the proceedings against THE MASTER OF FORBES and LADY GLAMMIS, the Editor deemed it proper to procure a Transcript of so valuable a document, proceeding, as it does, from the pen of such an eminent individual as *Sir Thomas Clifford*. Through the polite attention of *Frederic Madden, Esquire, F.A.S.*, the Editor is enabled to lay before the reader all that is applicable to these Cases. Mr Madden remarks, that this interesting Paper 'is a copy by *Sir Thomas* himself, inclosed in a Letter from him to the Lord Privy Seal (*Cromwell*), the latter of which is dated from Berwick Castle, 26th July (1537.) The chief object of his Letter to THE KING is to inform him of THE KING OF SCOTS' secret visit to *Dunbar*, and provision of ordnance there and at other places. In consequence of which, *Sir Thomas* represents the defenceless state of Berwick, and desires aid and means of resistance in case of attack. The only portion of the Letter which refers to the execution of THE MASTER OF FORBES, &c., is the last paragraph.'

'As for vther newes occurrent in Scotland, on Saterday the xiiijth day of this month instaunt, THE MAISTER OF FORBOSE, sone and heir to the Lord Forbose, was attached of Treason against THE KINGIS person; of such mattir as he at his deth dyd tacke vpon hyme pat he was sackles⁴ off. Howbeit, he was the same day drawin, hedyt, and quartered in Edynburgh.

'And on Tewsfday nixt followinge, THE LAYDY GLAMMES, suster to TH' ERLE OF ANGUISH, was brint in Edynburgh for Treason layd vnto hir charge against THE KINGIS person; as I can perceyue, without any substanciall ground or proyf of mattir.

'Ther is remaynyng in Wayrd,⁵ by THE KINGIS comaundement, THE LORD FORBOSE, William Forbose, his couffine germaine, the Lord Glammes, the Lord of Wetherburn, Hewe Douglas, Esquier, the Lord⁶ of Whytingham, Petter of Carmyghell, the Lord⁷ Glaybarve, Robert Dowgles, Mr Davy Straywham,⁸ with diuers vther.'

Concealing the Lady Glammis's treasonable Conspiracy against the King's life, by Poison.

[THE circumstances attending the following Case have already been fully explained in the preceding Trial of JONET LADY GLAMMYS, which renders farther remark unnecessary in this place.

On Jun. 15 preceding, this entry occurs in the Books of Adjournal:—'The quhilk day, DAVID, ERLE OF CRAUFURD, ROBERT DOWGLASE OF LOCHLEVIN, THE LARD OF LAWMOND, and ARCHIBALD CAMPBELL OF SKIPYNCH, ar becum in pleggis and fouerteis, coniunctlie and feueralie, vndir pe pane of *twenty thousand markis*, pat pe LORD GLAMMYS fall remane in Warde, within pe Castell of Edinbur^t, and fall nocht eschaip nor eschew furth of pe samyne, quhill he haue pe KINGIS grace Licence, vndir pe said pane.'

The reader is already aware that JOHN seventh LORD GLAMMYS, although sentenced to be executed, was merely imprisoned during the life of KING JAMES V. He was, no doubt, but a youth at that time; but it was the jealous policy of THE KING, reckoning on the revengeful spirit of the times, to put it out of the power of this young Lord to be tempted to avenge his mother's cause and his own,

¹ Both *Leslie* and *Balfour* fall into these gross mistakes. ² *Sir James Balfour's Annales*, I, 267. ³ MSS. Cotton. British Museum, *Calig. B. iii*, f. 183. ⁴ Innocent; guiltless. ⁵ Ward; prison. ⁶ Laird. ⁷ Laird of Glenbervy. ⁸ Strathauchin, or Strauchane. ⁹ The same individual, it is believed, who married LADY GLAMMIS, and who was killed on the rocks of the Castle of Edinburgh, in attempting to effect his escape from ward. This entry confirms the Editor's conjecture as to this person's identity.

either by secret Conspiracy against his life, or by an open appeal to the King's known enemies. Notwithstanding of the public acknowledgment of the young Lord's innocence, his estates were most unjustly annexed to the Crown, by Act of Parliament, Dec. 3, 1540. After the death of KING JAMES V, he brought a formal process of Reduction of his Forfeiture, which was legally rescinded, and his estates and honours were restored by Parliament, Mar. 15, 1542-3.

After his being thus restored, Lord Glammys married *Jonet Keith*, second daughter of Robert Lord Keith, and sister of William *fourth* Earl Marischal; and died anno 1558.]

Jul. 18.—JOHN LORD GLAMMYS, Conuictus de arte et parte proditorie Concelationis et non reuelationis proditorie Imaginationis et Conspirationis distructionis nobilissime persone serenissimi domini nostri REGIS, per venenum pessimum, per dictam quondam Dominam Jonetam, ejus matrem, conspirat. et imaginat., et eidem Johanni often. et demonstrat.: ET pro arte et parte cum dicta quondam Joneta, ejus matre, in dict. criminibus prodicionis.

NOMINA ASSISE elect. jurat. et admiss. super prefato Johanne Lyoun, Domino de Glammys, viz.
 Robertus, Dominus Maxwell, Johan. Mailuill de Raith, miles, Hugo, Magister de Eglintoune,
 Hugo, Dominus Somervil, Johan. Hume de Coldenknowis, Johan. Striueling de Kere, miles,
 Will. Magist. de Glencarne, miles, David Berclay de Matheris, Andreas, Dominus Vchiltre,
 Jacobus Gordoun de Lochinver, Gilbertus, Comes de Caffillis, Jacob. Towris de Innerleith, miles,
 Ninian. Creichtoun de Bellybocht, Georgeus, Dominus Seytoun, Alexander Frafer de Phillorthe.

SENTENTIA FORISFACTURE data aduersus premominatum Johannem, Dominum de Glammys, per dict. sectatorem, prout sequitur in vulgari.

IT is fundin be ane condigne Affise, That JOHNE LORD OF GLAMMYS hes committit art and part of pe tressonable conceling and nocht reueling of pe tressonabill Conspiratione and imaginatioune of pe distructione of oure souerane lordis maist nobill persoune be poyfoune, ymaginat and conspirat be vmq^{le} JONET LADY GLAMMYS, his moder, to quhome he consentit and was art and part with hir pairintill; as at mair lenth is contenit in pe Dittay, &c.—FOR pe quhilk cauffis he hes forfaitit to oure souerane lord his life, landis, and gudis, movable and vnmovable, and fall be HANGIT and DRAWN, and demanyt as ane Traytour.

Treasonably concealing the Master of Forbes's Conspiracy to Slay the King.

[In the preceding Trial of JOHN MASTER OF FORBES, the reader has seen that JOHN STRATHAUCHIN, or STRACHANE, was implicated with him in the same crime. Without recapitulating that case, the Editor merely inserts a short paragraph explanatory of the matter,¹ which, so far as Strachane was concerned, seems tolerably correct.

¹ About the time that this embassy² was dispatch'd, the King was alarmed with many false reports of PLOTS against his life; and some villainous persons took opportunity to work up THE KING's suspicion to a belief of their horrid contrivance. The first person that was sacrific'd to that villainous re-

¹ *David Scott's Hist., Folio, Westminster, 1727, p. 344.*

² Cardinal Beaton and Maxwell, who were sent Ambassadors to France to conclude a Marriage with Mary of Lorraine.

venge was *John Forbes* (MASTER OF FORBES), eldest son to the *Lord Forbes*, the Chief of that Name; a young man of great courage and good education, but had liv'd a vicious life, and had entertain'd one *Straghan* as a companion in his debauchery. This *Straghan* took opportunity to desire the gift of something from *John Forbes*, which not being convenient for him to give, he excused himself. Upon which, *Straghan* was so offended, that he strove to be reveng'd on him; and knowing the EARL OF HUNTLY to be at variance with JOHN FORBESS, he went to the *Earl* and accus'd him of having for a long time design'd to murder THE KING: And by this means found false evidences to swear to what he alledg'd, that *Mr Forbes* was resolv'd to assassinate THE KING, so that by his death THE DOWGLASSES might be restor'd to their ancient possessions, titles, and honour. Whereupon *John Forbes* was impeach'd, and by the testimony of those false witnesses, found guilty of death by the laws of Scotland; and was beheaded.

'THE KING was so much concern'd for this Nobleman's death, that he banished *Straghan*, and restor'd the second brother of the *Lord Forbes* to his brother's estate and honour: And, in token of his favour, made him one of his Bed-chamber; and the third brother was, by THE KING's interest, married to a lady of great fortune.']

Jul. 20.—JOHN STRATHAUCHIN, son and heir apparent of Thomas Strathachin of Lethinturk, accused of being a participator in the Master of Forbes's treason, having become in THE KING's will, the following LETTER, declaring the royal pleasure, was entered on the books of Adjournal, and sentence pronounced accordingly.

'JAMES, be ye grace of God, King of Scottis. To all and fundry our lieges, and subditis, quham it efferis, (to) quhais knaulege pir our Letteris fall cum, greting: Forfamekill as JOHNE STRATHAUCHIN, sone and apperand are to Thomas Strathachin of Lethinturkis, is becum in oure will, for arte and parte of pe trefonabill conceling, ymaginacioune and deuifing of our destruccioune and Slauchter, be vmquhile JOHNE MAISTER OF FORBES, with ane culvering, and vthir trefonabill dedis and wordis committit be pe said vmq^{le} Johne; ffor pe quhilkis he was conuict and justifit to pe dede for pe famyne. WE, herefore declaring our WILL and vtter mynd anent pe said Johne in pe premisses, be pe tenour hereof, decernis, declaris, and ordanis him to pass and remane in Warde, bezond pe Watter of Dee, in quhat pairtis he plesis, induring our will: AND gif We, in proper persoune, happenis to resort or cum bezond pe said Watter, pe said Johne to hald and outdraw him fra ws be pe space of xij mylis. CHARGEING 3ow, herefore, all and fundry our liegis and subditis, quham it efferis, that nane of 3ow tak vpone hand to do or attempt ony thing incontrar violatioune or breking of pis our declaratioune of oure mynd and will anent pe said Johne, concerning pe premisses; and to suffer him to joise and brouk peciabilly, and to remane bezond pe said Watter, in Warde, in maner forsaid, during pe space forsaid, aboue writtin, vndir all pe hieft pane, charge, and offence pat 3e and ilk ane man¹ commit and inrin² agane our Maiesté in pat pairt. SUBSCRUIT with our hand, and vndir our signete, At Halyrudehouse, pe xvij day of July, and of our regne pe xxiiij 3ere.'

[JAMES R.]

Besetting the way — Hurting and Wounding, &c.

Aug. 8.—MICHAEL ANDIRSOUN, John and Andrew Fortoun, and Walter Balwarde, americiated for not entering themselves to underly the law for art and part of besetting the way to Mr Alexander Spens and Mr John Spens,

¹ Must consequently, thereby.

² Literally, run into, incur.

brothers, the sons of David Spens of Wolmerstoune, on June 28 last ; and invading them for their Slaughters, within the burgh of Cowper : And for art and part of Hurting and Wounding them at same time.

Convocation of the Lieges — Invasion — Wounding, &c.

Aug. 8.—DAVID SPENS of Wolmerstoun, Mr Alexander, George, Robert, and Mr John, his sons, Andrew Spens, brother of John S. of Maristoun, Andrew Lindefay, son of William L. of Pyotstoun, Sir Alexander Spens, chaplain, and ten others, found surety¹ to underly the law at the next Justice-aire of Fife for art and part of Convocation of the lieges to a great number, armed in warlike manner, and Befetting the way to George Arthe of Smetoune and his sons,² Invading them for their Slaughter, and cruelly Wounding Nicholas, George, and Sir Walter Arthe, to the great effusion of their blood ; committit within the burgh of Cowper, on Jul. 28 last, of forethought felony.³

Mutilation.

Aug. 9.—JOHN CUNYNGHAME of Caprintoune, David Boswell of Auchinlek, George Dowglas of Pennyland, and twenty-six others, found caution to underly the law at the next Justice-aire of Air, for art and part of the Mutilation of John Sampfoune, of the thumb of his right hand, of forethought felony.

Slaughter — Burning of Cunzartoun.

Aug. 11.—MR ROBERT DOUGLAS, brother to the Laird of Bone-Jedburghe, Mr William Ker, Rector of Auld Roxburghe, George Ker of Lintoune, Gilbert Ker, young Laird of Greneheid, Thomas Macdowell of Makcarstoune, and eight others, found caution to underly the law at the next Aire of Roxburghe, for art and part of the cruel Slaughter of William and Andrew Hall.⁴—(Aug. 13.) PERSY HALL and others,⁵ found caution to the same effect, to answer for the crimes formerly imputed to them ; and for the Burning of Cunzartoune.

Treason — Intercommuning with the Earl of Angus and other Traitors.

Aug. 16.—ALEXANDER HUME, Convicted of the treasonable Assistance afforded by him to Archibald, formerly Earl of Angus, and George Douglas, his brother, Traitors and Rebels to the King : And specially, at the time of the Burning of Colbrandispethe and Auldhamstokis, the said Traitors being with

¹ David Spens, younger of Wolmerstoun, is one of the cautioners. (chaplain), Thomas, and Allan.

same squabble, unnecessary to be here detailed.

² John, George, Sir Walter

³ Other indictments against several persons followed from the

⁴ See Apr. 17, 1537.

⁵ See Ibid.

the English Army : And for Intercommuning with the said Rebels in a treasonable manner : And for Intercommuning with other rebels, not being traitors.—
BEHEADED.

Oppression — Treasonably assisting the Earl of Angus, &c.

Aug. 22.—JOHN MATHESONE, junior, Convicted of art and part of the forethought felony and Oppression done to John Lummisdale, dwelling in Cleg-horne, coming upon him at North Berwik for his Slaughter : AND for art and part of the Oppression done to William Cokburne, coming upon him in the Harbour of North Berwik for his Slaughter, Committed after Christmas last. ITEM, for art and part of the treasonable assistance and Intercommuning with Archibald, sometime Earl of Angus, George Douglas, Little Alexander Jardin, William and Thomas Baty, George Downy, and others their accomplices, Rebels and Traitors, informing them in a treasonable manner of the secrets of the kingdom of Scotland, after the date of his Remission.—BEHEADED.

**Concealing the Lady Glammis's Conspiracy against the King —
Poisoning the Earl of Rothes, &c.**

Aug. 22.—JOHN LYOUNE, senior, in Knokcany.

[THE importance of this and the following Trial, as appendages to those of LADY GLAMMIS, &c. demands that the Editor should extract the entries from the record *literatim*, so that the reader may be in possession of the minutest facts, as they are expressed in the technical phraseology of the period. It is unnecessary to offer any farther observations on these proceedings, which are now for the first time made public.]

LAUD *five* JUDICIUM FORISFACTURE *datum super quondam Johannem Lyoune.*

JOHANNES LYOUNE, senior, in Knokcany, Convictus de arte et parte proditorie concelationis et non revelationis proditorie et abhominabilis Conspirationis et ymaginationis distructionis nobilissime persone Supremi domini nostri REGIS, per (peffimum) venenum, vulgo le *poysonne*, ymaginat. et Conspirat. per quondam JONETAM DOMINAM DE GLAMMYS, ejus filium, et eorum complices ac participes ; quibus proditoribus dict. Johannes assistebat, supplementum, fauorem et auxilium prebuit et exhibuit in eorum nequissimis, peruerfis, et proditoriis Conspirationibus et ymaginationibus pro distructione dict. serenissimi domini nostri REGIS, per dict. proditores ymaginat. et conspirat. : Et pro arte et parte cum eis in eisdem. ITEM, pro arte et parte proditorii vfus et intromissionis cum dict. peffimo veneno le *poysonne* pro distructione COMITIS DE ROTHES, in proditorio modo, contra Statuta et Acta Parlamenti, penas in eisdem contentas incurren. et deseruiren.—PRO quibusquidem criminibus et calumpniis dict. JOHANNES LYOUNE fforisfecit suam vitam, terras, et possessiones suas quas

cumque, ac omnia bona sua mobilia et immobilia domino Regi eschaet. ET TRAHITUR et DECOLLATUR.—Et hoc judicium sive laudum redditum et prelatum fuit per os Willelmi Carwod, sectatorem dicte Curie.

Making and selling Poison — Concealing Lady Glamis's Treason.

Aug. 22.—ALEXANDER MAKKE, Conuict. de arte et parte proditorie confectionis, intromissionis et venditionis veneni, le *poysone*, contra Statuta et Acta Parlamenti, penas in eisdem incurren.: AC etiam pro arte et parte proditorie concealationis et non reuelationis de dict. proditorio veneno, ipso cognoscente ex dicto Johanne Lyoun effectum propter quem ordinatum et emptum fuit: ET pro arte et parte cum dicto Johanne in dictis suis proditoriis actionibus.—PRO quibusquidem criminibus auris dict. Alexandri abscindatur, et erit BANNITUS extra omnes partes Scotie, preter Vicecomitatum de Abirdene; et ibidem manebit omnibus diebus vite sue; et quod¹ exhibit dict. Vicecomitatum, sub pena mortis. ET hoc redditum fuit pro judicio, per dict. sectatorem.

Slaughter.

Aug. 31.—WALTER LYNNE, Convicted of art and part of the cruel Slaughter of Patrick Mowat, committed on forethought felony.—BEHEADED.

Wilful Error on Assise — Imprisonment for year and day, &c.

Oct. 23.—THOMAS LAWRISTOUNE OF THAT ILK, John Ramfay of Halhouse, Henry Wardlaw of Kilbairtoun, and four others, were tried by a grand jury,² who found that they had 'wilfullie and manifestlie errit, periurit and pame selff mansworne, in purgeing and declaring of JOHN PENNYCUKE OF THAT ILK, Alexander, his bruthir, James Creichtoun, and James Lawfoun, quyte and but crime,³ of þe Mutilatioun of Roger Tuedy in Lyntoun of his tholme⁴ of his right hand, thay being vpone þe Affise of þe saidis personnis in ane Court of Justiciarie, haldin in þe tolbuith of Edinburghe, þe ferd day of October, þe 3ear of God I^mV^c. xxxvj 3eris; and þai seand with þare propir ene þe said Rogeris tholme schewin before þame, for þe vndir part cutit away and mutilat; and sua, hes manifestlie and Wilfullie erryt. SENTENCE.—And þarfor, all þair movable gudis fall be þe Kingis ESCHETE; and þai haue incurrit þe NOTE OF INFAMITI: And þair personis to be PRESONIT for ane 3eir and day, and farther, induring þe Kingis Will.

Convocation of the lieges — Stouthreis — Oppression.

Oct. 26.—ANDREW KER in Auld Roxburghe, William Ker in Stok-

¹ Non? ² 'Per magnam Affisam;' by 'ane gret Affise.' ³ Acquitted and free from crime. ⁴ Thumb.

struther, and Thomas, his son, with *sixty-five* others, came in the King's will¹ for art and part of Convocation of the lieges, to the number of two hundred persons, armed in warlike manner, with targets,² splentis,³ and other invasive arms, on Aug. 2 last; and for art and part of the Stouthreif and Oppression done to Helen Ruthirfurd of that Ilk, and her poor Tenants, coming to her lands of Hurdhouse and Theifknowis, lying on the marches of her barony, and the lands of Rutherfurd, and Stouthreif from her and her tenants of fixty 'fled-full'⁴ and fixty 'cart-full' of 'hader.'⁵

Besetting the Laird of Auchinamys for his Slaughter.

Nov. 13.—SIR JOHN WALCAR, Chaplain, dilated of art and part of Befetting the way to Thomas Craufurd of Auchinamys, at his Fishing of Cart, and Invading him for his Slaughter, in company with William Lord Sempill, and his accomplices. He was replegiated by Gawin, Archbishop of Glasgow, to his Regality.

Slaughter of the Lairds of Pardow, Lettir, and Ballindroicht.

Nov. 15.—COLIN CAMPBELL of Auchinhowye, Convicted of art and part of the cruel Slaughter of Allan Hammiltoun of Pardowy, Robert Striueling of Lettir, and Andrew Striueling of Ballindroicht, committed of forethought felony, in company with Colin Campbell, younger, his son, William Campbell, his servant, John Campbell, his grandson and heir-apparent, John Roger, his servant, and Charles Campbell, his porter.⁶—BEHEADED.

Sedition and Insurrection in the Burgh of Air.

Jan. 19, 1537-8.—JOHN CRAUFURD of Drongane, came in the King's will for art and part of the Sedition and Infurrection made between the neighbours and the Inhabitants of the burgh of Air: And for art of the common Oppression of his neighbours.—William Craufurd, young Laird of Leffnoriis, and John Lokert of Bar, became cautioners to satisfy the King and the parties.

Hamesuckin and Oppression of the Laird of Bargany in Air, &c.

Jan. 19.—ALEXANDER LOKERT, burgess of Air, Convicted of art and part of Convocation of the lieges in great numbers, within the burgh of Air, in

¹ By a marking on the margin of the Record, it appears that Andrew Ker was fined 40 li, William and Thomas in 20 li. each, and the rest in 20 s. each.

² 'Cum cadurcis.' It is by no means clear what is signified by this term, which, literally, denotes a *coverlet*; but it is likely to be used figuratively for some kind of shield or targe.

³ Armour for the legs, chiefly used by horsemen.

⁴ Sledges full. ⁵ Heather, heath. ⁶ Hugh Lord Somervill, Robert Bruce of Bynning, and Hugh Montgomery of Hessilheid, were amerced for not passing upon this Assise.

Autumn last, against the tenor of the Acts of Parliament: AND for art and part of the Hamefuckin and Oppression done to Alexander Kennedy of Bargany, his near neighbour, at the same time; coming to his house, within the burgh of Air, in warlike manner, with invasive weapons, and throwing stones at his windows and doors, and breaking and destroying the same. AND for art and part of the Sedition and Infurrection made between the neighbours and the Inhabitants of the burgh of Air: AND for common Oppression of his neighbours.

Taking captive, &c. — Ejection from certain lands — Murder.

Feb. 21.—THOMAS CRAUFURD of Auchnames and Archibald Prestoune came in the King's will for the compulsion and taking captive of Sir Thomas Craufurd, Chaplain, against his will, to the Place of Auchnames, and for detaining him therein in captivity and subjection, for a certain space, usurping thereby his Majesty's authority.—He also came in the King's will, along with Thomas Rowane, for art and part of the unjust Ejection and outputting of Margaret Lufe (Love), widow, and John Paterfon, her son, furth of their set of the lands of Kibbilstoune, within the lordship of Auchnames. Hugh Montgomery of Heffilheid, the Master of Glencairne, and the Laird of Robertland, became cautioners to satisfy the King and parties.—THE same day, THE LAIRD OF AUCHNAMES, James, his brother, along with Prestoune and Rowane, received the King's Respite for the cruel Slaughter and Murder of John Quhite, committed of forethought felony. Craufurd of Hanyng became surety for the satisfaction of the parties.

Treasonably assisting James Douglas of Parkheid.

Mar. 21.—JOHN TUEDY, in Lyntoun, convicted of art and part of the treasonable assistance given to James Douglas, formerly of Parkheid: And for art and part of 'way-putting' him;¹ he being suspected of certain crimes of High Treason, and fugitive for the same; of the assistance, causing, and counsel of the said John.—Delivered in Ward to the Captain of Edinburgh Castle.

SUPPLICATION by Jonet Pollok, Spouse of John Tuedy.²

SOUERANE LORD, vnto your gracious hienes humilie menis and hevelie complanis and schawis I your graces seruitrice JONET POLLOK, spous of *Johne Tuedy*, in Lintoun, That quhare my sad spous is hevelie trublit in your graces Ward, in pe Castell of Edinbur^t, for cauffis pat he is innocent of, as, will God, falbe heireftir clerly vndirstand to your grace; and he is stratly kept in preson, and is daily at gret expensis, and I haf na erdly gudis to gif him, bot it³ I beg at frendis: And laitly, my Lord of Morton hes put me furth of my maling,⁴ pat suld haf sustenit my sad spous and me, and our x (ten) barnis. HEREFOR, I beseke your l. nobill grace to haf royth and piete⁵ of my sad spous, and gif command to pe Capitan to kepe him in fré Ward, he findand ficker fouerté⁶ pat he fall nocht eschaip nor

¹ Effecting his escape. ² Orig. among Warrants of the Court. ³ Excepting what. ⁴ A small piece of ground for which mail or rent is paid. ⁵ Ruth and pity. ⁶ Sure caution or surety.

eschew 3our graces Ward; and I and my ten barnis fall pray dailie for prosperité of 3our nobill grace bath in faule and body, for our listymis. And 3our gracious ansuer huimlie I beseke, for pe reward of God.—(*Indorsed*) APUD ED^r. *primo Augusti, anno I^mV^c. xxxviiij^o.* THE KINGIS grace Ordanis pe Justice-Clerk to reffaue fouerte of pis complenar, vndir gret panis;¹ quhilk foverte being fund, Ordanis pe Capitane to put him to fré Ward within pe Castell. JAMES R.

WARRANT *from the King to put John Tuedy to liberty, &c.*

REX,

JUSTICE-CLERK, It is our will and we charge 3ou pat incontinent eftir pe sicht heirof 3e cause JOHNE TUEDY, now being in Warde within our Castell of Ed^r, be lettin furth of pe famin to liberté; and tak fouerté of him as 3e think expedient, pat he fall entir agane befoir our Justice, or his deputis, or within ony Castell of ouris, quhen he beis requirit, vpoun xv dayis warning, vndir certane gret panys; 3e keipand pis for 3our Warrant. SUBSCRUIT with our hand, At Lynlythg^w, pe secund day of Februar, and of our regne pe xxvj 3eir (1538-9). JAMES R.

Leasing-making punished capitally.

Mar. 26, 1538.—WILLIAM SCOT Convicted of art and part of transgressing and breaking the Act of Parliament against Leasing-makers, for eschewing of discords between THE KING and his faithful BARONS, and lieges; incurring thereby the pains of the said Act.—HANGED.

Murder — Stouthreif.

Apr. 15.—JOHN HENDIRSOUNE Convicted of art and part of the cruel Murder of Hendirfone, coming upon him at Crukstounhauche, on the water of Heremyte, and cruelly Murdering him: And for Stouthreif from him of his cloathes, certain English Nobles,² and his sword.—HANGED.

Stealing wool from live sheep.

Apr. 15.—JOHN CORRY Convicted of art and part of the Theft and concealment of certain wool taken off seven live sheep, under filence of night, within the Place of Wrichtis-Houfis, near Edinburgh.—His EARS CUT OFF, and to be afterwards SCOURGED through the burgh.

Lord Forbes's Treason, &c.

[It is extremely probable that the wretched individual, whose piteous 'Supplicatione' follows, was the person who betrayed JOHN MASTER OF FORBES, and who was, through the influence of the *Earl of Huntley*, the immediate cause of that young Nobleman's execution.

This document, which was found among the mass of loose papers and Warrants belonging to the Court, is so remarkable, that it has been thought proper to preserve it in this place. The reader is referred to the Trial of the Master of Forbes in this Collection.]³

Apr. 26.—MAIST fouerane and gracious Prince onder God, MAISTER DAUID STRATHAUCHIN,⁴ huemly menys, quhair I ame alluterly hereit⁵ and

¹ 'I^m ti.' marked on the Warrant.
I, * 183.

⁴ See Apr. 26, 1536.

² A coin of the value of 6s. 8d. English.

⁵ Ruined; literally, plundered, or 'harried.'

³ Trials,

distroyit in my gudis, throcht my expensis sutfastly¹ making in Ward and lamit in my persoune, be tormenting,² invollwyng my self in det for furnesing of me and tuay seruandis; suay pat my wyf and x barnes ar hungerit and forfarne,³ and hes tayne apoune credence,⁴ becaus I had nay vperwayis to furnes of my awyne, xxxv li.; quhairthrocht, and in my defalt of payment pairof, canne get nay mair, bot manne peryse for wanting of lyvyse fuyd,⁵ wythout your gracious hines put remeid heirto: Befeking, in maist lamentabill maner, sen suay is, pat of your greit meir mercy (you) wald suffir me to pass hayme, ondir sic fouerteis as pleifis your hienes to tak, pat I may cause onder fowmes of money till enter and onderly your lawis, for ony manner of crymes; or panne, because of my greit necessité and pouerté, pat your nobilnes wald put me wyth ony honest persone pat may furnes my expenses for my seruice, onder fyclyk fouerteis, onder fowmes pat I fall nocht remvf, bot byde and onderly all chargis pat may be imput to me, as knawis God, quhome to I comitt my haile cause, and to your maist gratiouse nobilnes to dispone as ze think cause; quhome for, fall my daly deuocione and prayer be for prosperité bayth of saule and body.—[INDORSED.] APUD STRIULING, xxvj^{to} Aprilis anno Domini I^mV^cxxxviij. THE KINGIS grace Ordanis the Capitaine and Keparis of pe Castell of Edinbro^t, to put MAISTER DAVID STRADAQUHINE, now being in the said Castell, to liberté and fredome, swa pat he may pass to pe burght of Dundé, thare to remaine in Warde, induring his grace will; fuerte being first funding to pe Justice Clerk, and actitate in pe bukis of Adiurnale, that he sal nocht breik his Ward of pe said burght, vnder the paine of ane thousand pundis; the said Capitaine taking ane tikat⁶ subscriuit with the Justice Clark and the fouerteis funding;⁷ and the Justice Clark keping this charge for his and the said Capitane Warrant. JAMES R.

Convocation — Wounding — Stouthreif — Oppression.

Oct. 2.—RICHARD LAUDER and twelve others denounced rebels, &c. for not underlying the law for art and part of Convocation of the lieges, to the number of 100 persons, armed in warlike manner: And for art and part of besetting the way to Andrew Cunynghame, sone of Sir William Cunynghame knt. Master of Glencarne: And for cruelly Wounding and Hurting him: And for Stouthreif from him of his sword, 'quhingar,' belt, and purse, and certain money therein: And also, for art and part of his Majesty's authority in taking and detaining James Cunynghame, servant to the said Andrew, and putting him in the Stocks for twenty-four hours in subjection and captivity, he being a free man; thereby usurping the King's authority, &c.

¹ Truly, really.
like to perish.

² He was put to the torture, repeatedly, to extort Confession.

⁴ Credit.

⁵ Necessary food or sustenance.

³ Famished,
⁶ Ticket, bond.

⁷ The cautioners found. These were Alexander Strathauchin of Brigtonne, and Henry Ramsay of Lawis.

Convocation — Spuilzie of Teind-sheaves — Wounding, &c.

Nov. 7.—GEORGE LORD HUME,¹ Stephen Howat, and five others, found caution to underly the law at the next Justice-aire of Berwick, for Convocation of the lieges to the number of *sixty* persons, armed in warlike manner, upon Sep. 10 last, coming upon Thomas Lowry and Robert Lummisdene, and other tenants of Stichell, whilst leading the Teind sheaves of the Abbay of Coldinghame, belonging to them by reason of their Lease, and 'Spuilzie' of the said sheaves; and for Hurting and Wounding the said persons.

Resetting Border Thieves and Rebels — Breaking 'the Band.'

Nov. 7.—WALTER KER OF CESFURD, James Douglas of Caveris, George Ruthirfurd of Hundolé, John R. of Hunthill, and Andrew Ker of Dolphingstoune, CONVICTED of art and part of the favor and assistance afforded to Robert Ruthirfurd, George R. called *Cokburne*, and John R. called *Jok of the grene*, and their accomplices, Rebels and at the horn; permitting them to pass within their bounds continually, for divers years past: For not using their utmost diligence to hinder them from committing fundry Slaughters, Stouthreifs, Thefts and Oppressions upon the King's poor lieges; nor ejecting the said Rebels, their wives and children, from their bounds and bailliaries, but knowingly suffering them to pass within their limits, and to remain therein beyond the space of twelve hours, to commit fundry crimes during the time of their passing and reset within the shire wherein they dwell: And for not concurring with their friends, men, tenants, servants and adherents, against the said Rebels, and pursuing and apprehending them, that they might be delivered up to the laws, and put to death: Nor keeping the said Rebels furth of the said limits; thereby breaking, transgressing and violating their Obligation and 'Band' to the King, and incurring the pains contained in the said 'Band.'

Usurping the King's authority — Setting a Murderer free.

Nov. 8.—ALEXANDER FORBES of Brux, and Alexander Forbes of Tolleife, found surety to underly the law at the next Justice-aire of Aberdeen, for art and part of Usurping the King's authority, in taking and detaining John Makedoy, after the Slaughter of Christian Bowmane Lady of Bruxis, for the space of four days 'red-hand' after commission of said Slaughter: And for disposing of his goods, which belonged as an escheat to the King: And for putting the said John to liberty.

¹ The Earl and twenty others came in the King's will for Hamesucken and Convocation of the lieges to the number of 200 men, taking the Teind-sheaves furth of the barn-yard of James Kirkcaldy of Grange, his Majesty's treasurer, and factor for the Abbacy of Coldinghame, carrying off and destroying seventeen chalders of corn and Teind-bear (barley.)—The Laids of Coldenknowis, Aytoune, and Cranstoune, became surety for them.

Treasonable Intercommuning with the Earl of Angus.

Dec. 16.—ANGUS DINGLAY came in the King's will for art and part of the treasonable assistance, supply, and Intercommuning with Archibald formerly Earl of Angus, his brother, and their accomplices, Rebels and traitors, being at the horn; going with the said Rebels, and Intercommuning with them in Berwick: And for revealing and declaring to them the secrets of the kingdom of Scotland; THE KING being then in France.

Commencement of the Reformation of Religion in Scotland —**Heresy — Using Heretical Books, &c.**

[THE Criminal Records do not afford us the extent of information which might have been expected upon the important subject of THE REFORMATION OF RELIGION IN SCOTLAND; but from them, and from the Register of the Privy Seal, &c., very interesting notices are to be met with. The reader will find that the Editor has amply availed himself of both of these sources. Referring generally to the well-known and valuable Historical works of *the Reverend Dr M'Crie*, *Keith's* and *Calderwood's* Church Histories, *Knox's* History of the Reformation, &c., for narratives of the persecutions against the early Reformers, the Editor shall merely annex a variety of contemporaneous and early authorities, for the purpose of exhibiting interesting reports of individual cases, in so far as they are illustrative of those proceedings which appear in other parts of this Collection. The labours of *Dr M'Crie*, *Dr Cook*, and others, who have entered into a full discussion of this remarkable portion of the history of our country, have long since met with the unqualified approbation of all who have turned their attention to the study of Church History, whether considered as a separate science, or as intimately connected with the political aspect of these eventful times.

It may be advantageous to prefix to the earliest notice which occurs in the Books of Adjournal, such Papers as have been selected by the Editor for the illustration of this subject; referring the reader more generally to the other materials which follow in the course of this work. This method may perhaps be more practically useful than inserting them among miscellaneous documents in a general Appendix.

Many readers may feel gratified by the following particulars, connected with some of the Narratives which are given in this work.

In 'OBSERVATIONS UPON A HOUSEHOLD BOOK OF KING JAMES V,' by Henry Ellis, Esq.,¹ published in a recent volume of the *Archaeologia*, he remarks, 'The presence of THE KING himself at Edinburgh,² at an *auto-da-fé*,' is likewise noticed on the first of March, 1539, '*Accusatio hæreticorum*

¹ *Archaeologia*, xxii. 7.

² He returned to Linlithgow on the night of the 2d March. *Ibid.*

et eorum combustio, apud Edinburgh REGE presente. He further informs us, that this happened 'when KELLER and BEVEREGE, two Dominican friars, *Sir Duncan Simson of Stirling*, a priest, *Robert Forrester*, a gentleman of that town, and *Thomas Forest*, Canon regular of St Colms on the Forth, and Vicar of Dolar, in Perthshire, suffered upon the Castle-hill. A short contemporary comment upon this event, occurs in an Original Letter from *the Duke of Norfolk* to *Lord Cromwell*, preserved in the British Museum, dated Berwick, Mar. 29, 1539. Complaining of the bigotry of KING JAMES V, his Grace says, 'Dayly commeth unto me some gentlemen and some Clerks, wiche do flee out of Scotland, as they said, for redyng of Scriptures in Inglishe, saing, that if they were taken, they sholde be put to execution. I give them gentle words; and to some money. Here is now in this town, (Berwick,) and hath be a good feason, she that was wife to the late *Capitayne of Donbar*,¹ and dar not retorne for holding our waies, as she faithe. She was in Englonde and sawe QUEENE JANE. She was *Sir Patrick Hamilton's* daughter, and her brother wes brent in Scotlande iij or iiij years past.'

The other numerous instances of persecutions, for 'HERETICAL OPINIONS,' as they were then termed, though interesting in themselves, are already fully detailed by the authors before named, to whose works reference may be made.]

I. NARRATIVE of the proceedings against *David Straiton*, of the House of *Lawriestoune*, *Mr Norman Gourlay*, and others,² Aug. 27, 1534.

IN the month of August (1534) THE BISHOPS, having gotten fitt opportunitie, renewed their battell aganest Jesus Christ. DAVID STRATILON, a Gentelman of the House of Lawrestoune, and MR NORMAN GOWRLAY, was brought to judgement in the Abby of Halyrudhouse.³ THE KING him self, all cloathed with reid,⁴ being present, grait pains war taken upon *David Stratoun* to move him to recant and burn his Bill;⁵ bot he, ever⁶ standing to his defence, was in end adjudged to the fire. He asked grace at THE KING.⁷ THE BISHOPS answred prouddie, that 'the King's hands war bound, and that he had no grace to give to such as were by law condemned.' So was he, with *Mr Norman*, after dinner, upon the 27 day of Agust, led to a place beside *the Rude of Greenfide*, between Leth and Edinbrug, to the intent that the inhabitants of Fife, seeing the fire, might be striken with terroure and feare.

David Straitoun at the first hated the Preefts onlie for their pride and avarice. *The Bishop of Murray* exacted of him the tenth fish. His ansuer to his servants⁸ was—'If they would have that which his servants had gotten, it war reassoun they should come and reive it quhair they gott the stock.' And, as was constantlie affirmed, he caused his servants cast the tenth fish in the sea againe. Proceß of Curfing was laid aganst him; which, quhen he contemned, he was summoned to answer for Heresie. He had bein befor verie stuborne, and despised all reading, speciallie of good purpesses; now, he delighted in nothing bot reading, allbeit he could not read him self, and exorted everie man to peace and concord, and to the contempt of the world. He frequented much the companie of *John Arskine*, *Laird of Dun*,⁹ a man marvloullie enlightned, in respect of these times. When *the Laird of Lawer-*

¹ See Extract from *Cald. MS.*, Aug. 1534. Dame Katharine Hamilton. ² *Calderwood's Church History*, MS. Adv. Library. See also *M'Crie's Reformation*, I, 353. *Pitscottie*, p. 150. *Knox*, p. 21. *Spotswood*, p. 66.

³ Their accuser was James Hay, Bishop of Ross, Commissioner of Cardinal Beaton. ⁴ The usual Judicial dress in Criminal cases, which is still red. See *Foxe's Book of Martyrs*, Fol. Lond. 1596, p. 896. ⁵ The form of recanting. See the close of this article, p. * 211. ⁶ Constantly. ⁷ *Pitscottie* thus relates this proceeding: 'They condemned *David Stratoun* because he would not abjure and burne his faggot, quhilk they war verrie earnest to have done; and THE KING himself procured (pleaded) for his lyff, quhilk the Bischopis grantit, if he would burne his faggatt, quhilk the said *David* o nawayes wold doe. Quhairfoir the Vicar (Dean Forret, see articles II, III, and IV,) and he war both brunt. I know no caus quhy, bot that this *David* wold not pay his teindis thankfullie to his Persone. And also *Mr Normand Galloway* (*Gourlay*) was brunt, becaus he was in the East-land and cam home and married ane wayff, contrair the forme of THE POPE's institution, becaus he wes ane Preist, to quhom it was not permitted to marrie; bot if he had had ane thousand whores he had nevir beine quarrelled!' ⁸ *Foxe* attributes this act to Mr Robert Lawsons, Vicar of Eglishrig. ⁹ Afterwards Superintendent of Fife.

stoune, being then a young man, was reading to him upon the New Testament, he chanced to read this sentence of our master, 'he that denieth me befor men, I will denie him in the presence of my ffather and befor his Angels;' at quhich words, as one revived, he sudentlie cast himself upon his kneis, and extended his hands, and looking constantlie with his visage toward pe Heaven a reasonable time, he burst furth at lenth in these words,—'O Lord, I have bein wickied, and justlie may thow abstract thy grace from me; bot Lord, for thy mercies sake, lett me never denie thee nor thy truth, for feare of death or bodilie pain!' The issue declared that his prayer was not powered out in vaine.

Mr Normand was a man of reasonable eruditoun and knowledge, although it was joyned with weackness. He had said thair was no Purgatorie, and that THE POPE was not a Bishop, but an Anti-Christ, and that he had no jurisdiction in Scotland. *James Hay, Bishop of Ross*, satt in judgement, as Commiffioner to *James Beattone, (Arch) Bishop of Sanct Andrews*, as Mr Fox relateth.

To that diet was summoned others also, of whom some compeared in the Abbay Kirk of Halirud-house, abjured and publickly burnt the Bills. Others compeared not, bot fled out of the countrie. *Adame Dayes*, or *Dales*, a shipwright, that dwelt on the North side of the bridge of Leith, was one of the number. *Henrie Carnes*, skipper in Leith, fled out of the countrie to the Eastern Seas. *John Stewart*, indweller in Leith, died in exile. *Mr William Johnstoune*, Advocat, fled out of the countrie; returned in the time of GOVERNOUR HAMMILTOUNE: *Reid, Bishop of Orkney*, bought his houses (being confiscat) with a small soume; so that it was thought great favour that he gott the use of ane chalmber; bot after his death he gott no buriall, nather in Church nor Church-yard. *Mr Hendrie Henderfone*, Schooll-master of the Grammer Schoole of Edinbrugh, was after summoned; and in the end, for non compeareing, was condemned as *contumax* and Heretick. He died in England. *Sir William Kirkie*, Preeft, whither he compeared and abjured or fled, we can find no certaintie.

Mr Fox¹ referreth to this time *Sir James Hammiltoun* of Linthgow, Shiriff, and his sifter, *Katharine*.² James Hammiltoun was accused as one that maintained the oppiniouns of *Mr Patrik*, his brother, to whom THE KING gave counsell to depairt and not to compeare; for in case he compeared, he could not help him, because THE BISHOPS had perswaded him the cause of Heresie did nowayes apertaine to him.³ And so *James* fled, was condemned as ane Heretick, his goods and lands confiscat and disposed wnto others. His sifter *Katharine* appeared; and being accused of Heresie, to witt, 'that her owne works could not save her,' she granted; and after long reasouning betwene her and *Mr John Spens* the lawyer,⁴ she concludit in this manner, 'Work heir, work there, quhat kinde of working is all this? I know perfectlie that no kinde of workes can save me, bot onlie the works of Christ, my Lord and Saviour!' THE KING, hearing these words, turned him about and laughed, and called her wnto him, and caused her to recant, because she was his aunt. And so she escaped.

A woman of Leith was detected upon this occatioun. Quhan the Midewife, in time of her labour, bid her say, 'Our Ladie help me!' She cried 'Christe help me! Christe helpe me, in whose help I trust!' She was also constrained to recant, and escaped without confiscation of her goods, because she (was) married.

The public CEREMONIE OF RECANTING in these times, was to beare a faggot of drie sticks, and burne it publictly; to signifie that they war destroying that quhich should have beine the instrument of their death.

II. NARRATIVE of the proceedings against *Friar John Keillor, Dean Thomas Forret, Friar John Beverage, Duncan Simson, and Robert Forrester*.⁵

IN February, the year 1539, or, as others account, the beginning of the year, the 25 of March, 1538, JOHN KILLOR, Blak Frier, DEAN THOMAS FORRET, Vicar of Dolor and Channon Regular, JOHN

¹ Foxe's Martyrs, p. 895.

² 'The spouse of the Captaine of Dunbar.'—Foxe.

³ That it did not fall

under his prerogative.

⁴ Mr John Spens of Condry, afterwards King's Advocate.

⁵ Calderwood's Church

Hist. MS. Advocates' Library.

BEVERAGE, Blak Frier, and DUNCAN SIMPSON, a Preift at Stirline, a Gentleman, called ROBERT FORRESTER, in Stirline, war summoned be THE CARDINALL (Beaton) and the Bishop of Dumblain. At the day of their appearance, they were condemned to the death, without any place for recantation; because, as was alledged, they were Herefiarchs or Chief Hereticks, and teachers of Herefie; and especially, because many of them were at the briddell and mariage of a Preift who was Vicar of Tillibodie,¹ beside Stirline, and did eat flesh in Lent at the briddell.² They were cruelly Murdered wpon the Castle hill of Edinburgh, the last of February.³ That crueltie was used be the Cardinal, the Chancelour, the Bishop of Glasgaw, and the incestuous Bishop of Dumblain.

FRIAR KILLOR set forth the History of Christ's passion in form of a Commedie,⁴ quhich was acted at Stirline in THE KING's presence, upon Good Fryday, in the morning; in the quhich all thingis were so livly expressed, that the very simple people understood and confessed that as the Preifts and obstinate Pharifies perswaded the people to refuse Christ Jesus, and caufit Pilate to condemn him, so did the Bishops and men, called Religious, blind the people, and perswaded Princes and Judges to persecute such as profess Christ Jesus his blessed Gospell. This plain speaking so inflamed them thairefter, that they thirsted ever for his blood.

THE VICAR OF DOLOR said to his servant, *Andrew Kirkie*, that 'he never heard a more heavenly speech all his lifetime, than out of the mouth of a Frier KILLOR, quhen he was imprisoned in the Castle of Edinburgh;' but *Andrew* could not remember the words. *Buchanan* sayeth that 5 were burnt at that time, 9 recaunted, and many fled out of the country, of the quhich number he him selff was one. The names of the recaunters we have not set doune in our History; only be report we hear of *Walter Coustand*, merchant in Stirline, and *James Watfson*, merchant, who burnt their faggots;⁵ but as for the *Vicar of Dolor*, burnt at this time, we will set down a fuller Historie of his life and death than hath been yet extant.

DEAN THOMAS FORRET, Vicar of Dolor, preached every Sunday to his parochiners the Epistle or Gospell, as it fell for the time; quhich then was a great novelty in Scotland to see any man preach, except a Black Frier or a Gray Frier; therfor the Friars invyed him, and accused him to the *Bishop of Dunkell*, in whose diocesis he remained, as ane Heretick, and one that shewed the mysteries of the Scriptures to the vulgar people in English, to make the Clergie detestable in the sight of the people. The *Bishop*, moved by the Friars' instigation, called the said *Dean Thomas*, and said to him, 'My joy,⁶ *Dean Thomas*, I love you weill, and therfor I most give yow my counsell how yow shall rule and guid your self.' To quhom *Thomas* said, 'I thank your lordship heartily.' Then the *Bishop* began his counsell on this maner: 'My joy, *Dean Thomas*, I am informed that ye preach the Epistle or Gospell every Sunday to your parocheners, and that yow take not the cow⁷ or upmost cloath from your parocheners, quhich is very prejudiciall to the Churchmen; and therfor, my joy, *Thomas*, I would (you took) your cow and upmost cloath as other Churchmen doeth; or els, it is to much to preach every Sunday, for in so doing ye may make the people think that we should preach likeways! But it is enough for you quhen ye find any good Epistle or any good Gospell, that setteth forth the libertie of the Holy Church, to preach that and let the rest be!' *Thomas* answered, 'My lord, I think that none of my parocheners will complain that I take not the cow nor the uppermost cloath, but will gladly give me the same, together with any other thing they have; and I will give and communicate with them any thing that I have; and so, my lord, we agree right weel, and there's no discord among us. And quhere your lordship sayeth, it is to much to preach every Sunday, indeed I think it is to litle, and also would wifh that your lordship did the like!'—'Nay, nay, *Dean Thomas*,' said my lord,

¹ Thomas Coklaw.

² See *Foxe*, p. 1154.

³ *Foxe* adds, 'Where they that were first bound to the stake godly and marueilously did comfort them that came behinde.'

⁴ One of the Mysteries or Moralities, which

were so popular, among the Clergy as well as the people, during the Holidays.

⁵ Recanted.

⁶ My joe, a

familiar expression in use among very intimate friends. See this dialogue in *Foxe*, p. 1153.

⁷ 'The mortuarie and the chrisome.'

See Note at the end of the next article, p. * 214.

‘let that be, for we are not ordained to preach.’ Then said *Thomas*, ‘Quhere your lordship biddeth me preach quhen I find any good Epistle or a good Gospell, truly, my lord, I have read the New Testament and the Old, and all the Epistles and Gospells, and among them I could never find an evill Epistle or an evill Gospell; but if your lordship will shew me the good Epistle and the good Gospell, and the evill Epistle and the evill Gospell, then I shall preach the good, and omitt the evill!’ Then spake my lord stoutly, and said, ‘I thank God, that I never knew quhat the Old and New Testament was! Therfor, *Dean Thomas*, I will know no thing but my Portuife¹ and my Pontificall!’ Of these words arose a proverb, quhich is common in Scotland, ‘Ye are like *the Bishop of Dunkellden*, that knew neither the New nor the Olde lawe!’—‘Go your way,’ said my lord, ‘and let be all these phantasies; for if ye persever in these erronious opinions, ye will repent quhen ye may not mend it!’ *Thomas* said, ‘I trust my cause be just in the presence of God, and therfor I pass not much quhat do follow therupon!’ So my lord and he departed at that time. But soon after a summond was directed, as we have heard.

III. MEMOIR of *Dean Thomas Forrett, Vicar of Dollar.*

THOMAS FORRETT, Vicar of Dolor, was a Gentleman of the House of *the Laird of Forrets*, in Fife. His father was Master Stabler to KING JAMES IV. After he had got some beginning in the Rudiments, he went to Culen² and learned his gramer, (and) be the help of a rich lady was sustained ther at schools. After he returned he was made a Channon in *SANCT COLME’S INCHE*, and was a fervant Papist. Ther fell out a debate betwixt *THE ABBOT* and *Channons* about their portion due to them for their maintainance. They got the Books of the foundation that they might understand the better of quhat allowance was due to them every day. *The Abbot* took the book from them, and gave them a Volume of *Augustine’s* to read and study in stead of it. ‘O happie and blessed was that book,’ said he many a time after, quhairby he came to the knouledge of the truth. He converted the younger Channons; but ‘the old bottells,’ he said, ‘would not receave the new wine!’ Therafter he was made *Vicar of Dolor*. He taught his flock the ten Commandments, and shewed them the way of their salvation to be only by the blood of *Jesus Christ*. He penned a litle Catehise,³ quhich he caused a poor child answer him, quhen any faithfull brother came to him, to allure the hearts of the hearers to embrace the truth; quhich indeed converted manie in the countrie about. He rose at six in the morning, and studied till twelve; and after dinner till supper, in Summer. In Winter he burnt candle till bed-time. When he visited aney sick person in the Paroch that was poor, he would carie bread and cheese in his gown-sleeve to the sick person, and give him silver out of his purse, and feed his soul with the bread of life. He was very diligent in reading the Epistle to the Romans, in the Latin tongue, that he might be able to dispute against the adversaries. He would get three chapters perquire⁴ in one day, and at even gave the booke to his servant *Andrew Kirk* to mark quhair he went wrong in the rehearsing; and then he held up his hands to Heaven, and thanked God that he was not idle that day.

He was diverse times summoned before *the Bishops of Sanct Andrews* and *Dunkell* to give account of his doctrine; but he gave such reasons and answers that he escaped, till that cruel *Cardinall David Beton* got the upper hand.

Quhen he was brought to the place of Execution *Frier Harbukell*⁵ biddeth him follow him. ‘Say, I beleave in God,’ sayeth the Frier. ‘I beleive in God,’ sayeth he. ‘And in our Lady,’ sayeth the Frier. ‘I beleive as our Ladie beleaveth,’ said he. ‘Say,’ said the Frier, ‘I beleive in God and in our Lady.’—‘Cease,’ said he, ‘tempt me not! I know quhat I should say as well as ye, thankis be to God!’ So he left him, and tempted the rest after the like maner. In the mean time, while he was saying to the people, ‘I never ministered the Sacrament but I said, as the bread entereth into your

¹ Mass-Book or Breviary.

² Cologne.

³ Catechism.

⁴ Off the book, *par coeur*.

⁵ Arbuckle.

mouth, so thall Christ dwell by livly faith into your hearts !'—' Away ! away !' said one standing beside, with his jack¹ on him, ' we will have no preaching here !' Another taketh the New Testament out of his bosome, and holdeth it up before the people, and crieth, ' Heresie ! Heresie !' Then the people cried, ' Burne him ! Burne him !' He cried with a loud voice, first in Latine, then in English, ' God be mercifull to me a sinner !' After that, first in Latine, then in English, ' Lord Jesus, receive my spirit !' After that, as his manner was to end with some Psalms, in his prayer, he began at the 51 Psalm, in Latine, ' *Miserere mei, Deus, secundum magnam tuam misericordiam,*' &c. and so continued till they pulled the stool from under his feet, and so wirried² him ; and after burnt him.

This information *Mr John Davison* received from his servant *Andrew Kirkie*, by a Letter, quhich he translated in Latine in his Catalogue of the Scottish Martyrs. He addeth farder, that quhen the PARDONERS would come to his Kirk, to offer pardon for money, he would say, ' Parochoners, I am bound to speak the truth unto yow ! That is but to deceave yow. There is no pardone for our sins that can come to us either from *Pope* or any other, but only be the blood of Christ.

Quhen *the Abbot of Sanct Colme's Inche* would say to him, ' Will ye say as they say, and keep your mind to your self, and save your self ?'—' I thank your lordship,' said *the Vicar*, ' ye are a freand to my body, but not to my soul ! Befor I deny a word that I have spoken, ye shall see this body of mine blow away first with the wind, in ashes !'

When on of the number was wirried and burnt before him, he said, when it was told him, ' Yea, he was ane wylly fellow, he knew there were many hungry folks coming after him, and he went befor to cause make readie the supper !' Thus ended this faithfull servant of God, invyed be the Clergie for his good life, diligent preaching of the word, and sparing the cow and uppermost cloath, that is the mortuarie and the chrisome.³

IV. DEANE THOMAS FORRET,⁴ *Vicare of Dollour, brunt in Edinburghe.*⁵

A lytle before this tyme one Deane Thomas Forret, Channon Regular and Viccar of Dollour, by fyde Striveling, a verie vprycht man and one of good lyfe and conversation, efter a moneth or two of imprifonment, was brought furth and accused afore the Prelatis and Churchmen in Edenbrughe for sum poyntes of Heresies, (as they thocht in those dayes,) whereof the heads were read and proponed by *Mr Johne Lawder*, the accuser, as followes. *The Accuser.* Fals Heretick ! Thow sayes it is not

¹ The jack, Fr. *jaque*, was a kind of short coat of mail. ² Strangled him, at the stake. ³ In order that the reader may be fully aware of this shocking exaction of the Roman Catholic Priests, as then practised in the case of THE CORPSE-PRESENT, the Editor cannot do better than give *Dr M'Crie's* lucid explanation. ' The beds of the dying were besieged, and their last moments disturbed, by avaricious Priests, who laboured to extort bequests to themselves or the Church. Not satisfied with exacting tithes from the living, a demand was made upon the dead. No sooner had a poor husbandman breathed his last than the rapacious Vicar visited the family.'—' The corpse-present was demanded by the Vicar, and seems to have been distinct from the ordinary dues exacted for the interment of the body and deliverance of the soul from Purgatory. This perquisite consisted in country parishes of the best cow which belonged to the deceased, and the uppermost cloth or covering of his bed, or the finest of his body-clothes. The "corp-present kow" answers to "the hereyeld horse," which was paid to the landlord (superior) on the death of his tenant.'—*Life of John Knox*, I, 23, 349.

' And als the Vicar, as I trow, He will not fail to tak ane kow
And upmaist claith, thocht babis them ban, From ane purie selie husbandman ;
Quhen that he lyes for til dé, Having small bairnis twa or thré,
And hes thre ky withouten mo, The Vicar must have ane of tho,
With the gray cloke that happis the bed, Howbeit that he be purelye cled :
And gif the wyfe dé on the morne, Thocht all the babis suld be forlorne,
The uther kow he cliekis away, With hir pure cote of roploch gray :
And gif within twa dayis or thré, The eldest chyld hapnis to dé,
Of the third kow he will be sure. Quhen he hes all then under his cure,
And father and mother baith ar-deid, Beg mon the babis, without remeid.'

Chalmers's Sir D. Lyndsay's Works. iii, 105.

⁴ After this was prepared, the Editor observes that *Pitcottie* has the same interesting account of *Dean Forret's* Trial, almost in the same words, p. 353, &c. ⁵ *Anderson's History of Scotland*, MS. Adv. Library.

lesum to Kirkmen to tak pair Teyndes, and offringes, and corse presentis,¹ thocht we hawe bein in vse of them constitute be pe Kirk and King, and allso our Holy Father pe PAPE hes confermed pe same? *Deane Thomas Foret.* Brother, I said not so; but I said it was not lesum to Kirkmen to spend pe patrimonie of pe Kirk as they doe, as on whoores, ryotous feasting, and on faire wemen, and at playing at cairdis and at dyce; and nather pe Kirk weill menteaned, nor pe people instructed in God's Word, nether pe Sacrements dewlie ministred vnto them, as Chryft commanded.—*The Accuser.* Dar thou deny pat whilk is oppinlie knowen in the countrey! That thou gave againe to thy parochinaris pe cow and pe vpmast cloathes,² saying, thou haid no rycht to them?—*Deane Thomas.* I gave them againe to them pat haid more³ need of them then I.—*The Accuser.* Thou fals Heretick! Thou learned all thy parochiners to say pe Pater noster, pe Creed, and pe ten Commandements in Englisch, which is contrare to all acts⁴ pat thay sould know which we say.—*Deane Thomas.* Brother, my people are so roode and ignorant⁵ they vnderstand no Latine, so pat my conscience moved me to pitie there ignorance, whilk provoaked me learne them pe wordis of there saluation in Englisch; that is, the Ten Commandements, whilk are pe law of God, whereby they mycht observe pe same. I teached them the Beleeff, whereby they mycht know there faith in God, and Jesus Chryft his sone, and (of)⁶ his death and resurrection (for thame). Mairover I teached (and learned thame) the Lords owen prayer⁷ in pe mother tongue, to pe effect pat they sould know to whome they sould pray, and in whose name they sould pray, and what they sould ask and desyre in prayer, whilk I beleefe to be pe paterne of all prayer.—*The Accuser* said, Why did thou that? By our actis and ordinances of our Holy Father pe PAPE?—*Deane Thomas* answered, I follow the acts of our Maister and Saviour Jesus Chryft, and of pe Apostle Paule, who sayeth in his doctrine to pe Corinthians,⁸ that he haid rather speak fyve words to pe vnderstanding and edefeing of his people, then ten thousand in a strainge tongue whilk they vnderstand not.—*The Accuser* said, Where finds thou that?—*Deane Thomas* answered, in my book heir in my sleife.

Then pe *Accuser* start with a bend⁹ to pe Vicare, and pulled pe book out of his hand (sleive), holding (it) vp to pe people, saying with a lowd voyce, behold, Sirs, he hes the booke (of Heresie) in his sleiffe, pat makis all pe din and play in our Kirk! Brother, said pe *Vicare*, God forgive yow! Ye could say better, if ye pleased, nor¹⁰ to call the book of pe Evangell of Jesus Chryft the booke of Heresie! I assure yow, deare brother, pat thair is nothing in this buke but pe lyfe, Latter Will and Testament of our Maister and Saviour Jesus Chryft, penned by pe four Evangelists, for our wholsom instruction and confort.—*Accuser.* Knowes thou not, Heretick, pat it is contrare to our acts and expresse commands, to have a New Testament or Byble in Englische, (quhilk is enough to burne thé for)? Then the counfall of the Clargie gave sentence on him to be Brunt, for the vseing of the same buik, the New Testament in Inglis.

For these, and pe lyke sentences, was he taken to pe Castell Hill in Edenburgh and most vnmercifullie BRUNT.

V. NARRATIVE of the Proceedings against Hieronymus (Jerome) Russel and Ninian Kennedy.

AFTER that this cruelty was used in Edinburgh upon the Castle hill, the rest of the *Bishops* behoved to shew them selves no less fervent to suppress the light than did the *Cardinall*. Ther wer two apprehended in the diocie of Glasgou, HIERONYMUS RUSSELL, a Gray Frier, a young man of a meek nature, quick spirit, and good understanding, and one (NINIAN) KENEDIE, quho had not past the eighteenth year of his age; a man of good witt, and excelling in Scottish Poesie.¹¹ *Mr John Lauder,*

¹ See Note to the preceding article.

² See the above-mentioned Note.

³ 'More mister nor I had.'

Pitscottie.

⁴ *Pitscottie's* reading is better, 'oure actis, that thay sould knaw what they say.'

⁵ 'Barbarous,' *Pits.*

⁶ This word and the following are in *Pitscottie's* version.

⁷ 'The Dominicall Oratioune.'

Pits.

⁸ 1 Cor. chap. xiv. v. 19.

⁹ Bound, spring.

¹⁰ Than.

¹¹ *Knox*, p. 22, says he was 'of

excellent ingyne for Scottische Poetry.' See also *Spotswood*, 67. *Keith*, 9.

Mr Andrew Oliphant, and *Frier Mertman*, were sent to affist *the Bishop of Glasgow*, at least to stir him up to dip his hands in the blood of God's servants. N. KENEDIE, at the first, was faint, and wuld gladly have recaunted; but quhen space was denyed to him, the Spirit of all comfort began to work on him, the inward comfort began to burst forth, als weel in visage as in tongue and word; for his countenance began to be cheerfull, and with a joyful heart and loud voice he uttered thir words upon his knees. 'O Eternall God, how wonderfull is thy love and mercie quhich thow beareth unto mankind, and unto me the most miserable wretch and cative¹ above all others; for even now, quhen I would have denyed thee and thy Son, our Lord Jesus Christ, and so have cast my self into everlast-ing damnation, thow, by thy own hand, hath pulled me out from the very bottom of Hell, and made me to feel that heavenly comfort, quhich taketh from me that ungodly fear quhairwith before I was oppressed. Now I desire death: Do quhat yow please: I praise my God I am readie!'

These Godles tyrants, the servants of Satan, railed upon godly and learned HIERONYMUS. He answered, 'this is your hour and pour² of Darknes! Now sit ye as Judges, and we stand wrongfully accused, and more wrongfully to be condemned; but the day shall come quhen our innocence shall appear, and ye shall see your own blindnes to your everlasting confusion. Go forward and fill the measure of your iniquitie!'

While the servants of God thus behaved themselves, a variance ariseth betwixt *the Bishop* and the beasts quhich came from *the Cardinall*. *The Bishop* said, 'I think it better to spare these men than to put them to death.' The dotting³ Doctors said, 'Quhat will ye do, my lord? Will ye condemn all that my Lord *Cardinall*, other *Bishops*, and we have done? If so, ye do shew your self enemy to the Church and ws, and so we will repute you, be ye assured!' The faithless man, affrayed, adjudged the innocents to die, according to the desire of the wicked.

The meek and gentle JEROME RUSSELL comforted the other with many comfortable sentences; oft saying unto him, 'Brother, fear not! More mightie is he that is in ws, than he that is in the world! The pain quhich we shall suffer is short, and shall be light; but our joy and consolation shall never have an end; therfor let us strive to enter in by that same strait way quhairby our master and Saviour hath entered in before ws. Death cannot destroy ws, for it is destroyed already by him for quhose sake we suffer! With these, and the like comfortable sentences, they passed to the place of Execution, and triumphed over death and Satan.

Thus did these cruell beasts intend nothing but Murder throughout all the quarters of this realme, so far had that blinded and vitious man, THE PRINCE—most vitious, I say, for he nether spared man, wife, nor maid, after his marriage, more than he did befor; and had given himself to obey the cruell appetite of these bloody beasts—that he had made a solem vow, that none should be spared that was suspected of Heresie, though he wer his own son!

Using Books suspected to be Heretical.

Jan. 10, 1538-9.—ROBERT FORESTARE, brother to Thomas F. of Arngibboune,⁴ William F., son to John F., burges of Stirling,⁵ Walter Cosland,⁶ David Grahame,⁷ and James Watsoune,⁸ found surety (Alex. F. of Killemuik, the Laird of Arngibboune, and Robert, his heir apparent, John Cragyngelt of that Ilk, John F. and Arch. Spittell, burges of Stirling,) to underly the law 'for breking of his hienes Proclamationes, in haifing and vsing of sic BUKES as ar suspect of HERESY, and ar defendit (prohibited) be THE KIRK.'

¹ Caitiff. ² Power. ³ Doating. ⁴ Caution, 1000 merks. See the Notice pre-
fixed to these Narratives. That which refers to Robert Forester is on p. * 210. Reference may also
be made to *Dr M'Crie's* works, &c. ⁵ 500 merks. ⁶ 500 merks. ⁷ 300 merks.
⁸ 300 merks.

Messengers-at-arms deprived for ignorance, &c.

[THE oppressions and irregularities committed by Notaries and Messengers-at-Arms, during the reign of King James V, were frequently visited with the most exemplary punishment, and in most of these cases, they were accompanied by deprivation of office. Frequent instances of this have already been given in this Collection, but the Editor cannot refrain from introducing in this place, a piteous 'Supplication,'¹ by one of them, to the Lords of Privy Council, as an example of the lamentable straits to which some of these unlucky functionaries must have been reduced, pending the necessary enquiries into their conduct.—'MY LORDIS OF COUNSALE, vnto 3our lordschipis huimlie menis and schewis I 3our feruitour, PATRIK DUNCANSONE,² notar publict, That quhare 3our l. ordanit me to produce befor 3ou my prothogoll buke,³ quhilk I did; and senfyne,⁴ at 3our command, I haue remanit in pis toun, and hes fallin in hevy infirmitie, and my expensis failzeit; and, as I traift, my gudis at hame wafted and sperpalit,⁵ throu my absence, becaufe I departit fa schorthie to pir pairtis, and left nane to ouerluke pe famin: And albeit I haue happynnit reklesly to vary in pe dait of my Instrument, pe effect pairof is of verité; and (I) neuir committit sic negligence of befor, bot (am) repute and haldin in all pe cuntré quhare I duell, ane trew and autentic⁶ manne. QUHAREFOR I beseke 3our l. that, for pe confideratioun foirfaidis, 3e will deliuer me my said Prothogoll, and licent me to pafs hame, sen my expensis is failzeit, and myself feiklie and evill disposet. And 3our ansuer huimlie I beseke.—[INDORSED.] APUD EDINBURGH, *tercio Decembris, anno I^m. V^c. xxxvij.* THE LORDIS Ordanis pis complenare to compere befor pe Justice Clerk or his deputis and fynd fouertie, pat he fall compere befor our souerane lordis Justice or his deputis, and vndirly pe law for all sic crymes as salbe imput to him, pe thrid day of pe nixt Justice-aire of pe schire, or souner, vpoune xv dais warnyng, vndir pe pane of ane hundrethe pundis; and pe fouertie beand fundin,⁷ pe Lordis ar contenttit pat he depairt hame as he pleife.']

Feb. 26, 1538-9.—JOHN GAIRLEY and fifteen other Messengers-at-Arms Convicted of common Oppression of the lieges, in the false and unjust exercise of their office—frustrating them in their just actions, through their ignorance.

THOMAS THOMSOUNE and fixtene others were likewise deprived of their offices for the same cause.

Heresy — Keeping and Using Prohibited Books.

Feb. 28.—MARTYNE BALKESKY⁸ found caution to appear and underly the law on Mar. 7 next, 'for breking our souerane lordis Proclamatioun, in vsing and haifing of sic bukis as ar defendit (*prohibited*) be pe said Proclamatioun, vndir pe pane of ane thousand pundis.'—Mar. 7. He came in the King's will, and found Sir John Campbell of Calder, kn^t, Arch^d Williamfoune, burgess of Edinburgh, and Robert Hoppringell, burgess of Peebles, as his cautioners, under the 'pane of ij^m li., that he fall abide and fulfill YE KINGIS grace plesour and will.'

¹ From the Original preserved among the Warrants of Court. ² Or Robertson. ³ Protocol—an official Register, into which each Notary was bound to insert an exact copy of each Instrument drawn up by him. Any vitiation of this book (which bore faith in judgment) was deservedly punished with severity; indeed, the offence was considered as an act of Perjury. ⁴ Since that time.

⁵ Dilapidated, scattered. O. Fr. *Esparpillé*. Lat. *Spargere*. ⁶ *Tenty*; careful. ⁷ Walter Ogilvie of Boyne became cautioner for him. ⁸ See Remission, &c. in Appendix to this reign.

SUPPLICATION of *Martyne Balkesky* to the Lords of Privy Council.¹

MY LORDIS of Counsale, vnto your l. huimlie menis and schewis I, your seruitour, MARTYNE BALKESKY, burges of Edinburgh, That quhare I wes laitlie put in strait Ward within pe Castell of Edinburgh, for quhat falt or cause I knaw nocht; bot allanerlie,² because I refuifit to deliuer my MATYNEBUKE to pe *Officiall of Lowthiane*, at his first command; howbeit, in pat instant tyme, but³ ony delay, I offerit pe famin to him: Quhareupon I menit⁴ me to pe KINGIS grace, and his hienes referrit pe said mater to my Lord Coadjutour of Sanctandrois, and declarit his mynd pairintill to him, to be determinit be your l., conforme to justice. HEREFOR, I beseke your l. to haue consideratioune (of) me; and sen I wes never reput ane gret trespassour, that ze will ordand me to be lattin to fredome; and paireftir, I fall find sufficient cautionne and souerté, in presence of your l., to enter befor quhatfumeuir JUGE, spirituale or temporall, at ony terme or diet, sic as ze pleise to set and ansuer, for ony maner of falt pat may be impute to me, anent pe denying of my buke to pe said Officiall. And your ansuer huimlie I beseke.—[Indorsed.] APUD EDINBURGHE, *xvj Decembris, anno Im. Vc. xxxviij.* THE LORDIS Ordanis pis complenare te fynd sufficient cautionne to pe JUSTICE CLERK, pat he fall compeire befor our souerane lordis Justice or his deputis, quhen and quhare he salbe chargit, to vndirlie pe law for breking of pe Kingis grace Proclamatioune, anent pame vland bukis dischargit be pe said Proclamatioune, vndir pe pane of Im. ti. And pe said securitie and cautionne beand fundin, THE LORDIS Ordanis him to be relaxt furth of Ward, and put to fredome.

Slaughter.

Mar. 17.—FERGUS MAKDOWELL of Freuche produced a Respite from the King for art and part of the cruel Slaughter of John Makculloche, in Mochrame, of forethought felony.—Gilbert, Earl of Caffillis, became surety to satisfy the parties.

Oppression — Namesuckin — Cattle-stealing — Stouthreif, &c.

ALEXANDER MAKCULLOCHE of Cardernes, John M'cuffe, William Makfkalye, Gilbert M'culloche, and Gilchrist, came in the King's Will for art and part of the forethought felony and Oppression done to Archibald Carnis and Henry his son, coming upon them with great Convocation of the lieges, armed in Warlike manner, within the Sanctuary of the Parish Church of Anvethe, and cruelly Hurting and Wounding the said Henry, to the effusion of his blood; committed upon Jan. 12 last. *Item*, for art and part of the Stouthreif and abstraction from Gilbert Regall, furth of his fet of the lands of Drummuklok and barn thereof, 100 bolls of horse-corn, and 20 bolls of oats; committed within the last three years past.—Delivered in WARD to the Captain of Ed^r. Castle.

The said Alexander also became in will for Stouthreif from James Makane of fixty sheep, five cows, and one mare, furth of Ardwell: *Item*, from Thomas Makmore of a black horse and a mare, furth of Kirkmabrek: *Item*, from Sir Adam Snerles, Chaplain, of seven head of cattle, furth of Camray: *Item*, for forethought

¹ This Supplication had previously been presented, and deliverance passed thereon, on Dec. 16, 1538. Reference may also be had to the Notice and Papers relative to the rigorous proceedings adopted against the early Reformers, I, * 209, &c. ² Alone, only. ³ Without. ⁴ Com-
plained.

felony, Oppression, and Hamefuckin, done to John Makculloche, on his lands of Auchinlare : *Item*, for Stouthreif from him of eight oxen and a cow, from various of his lands : *Item*, from Gilbert Ker, of a horse : *Item*, for Oppression of the said John Makculloche, destroying a plough, and Wounding his servants, &c. &c. *And* for common Oppression of the lieges.—James Kennedy of Blarequhan, and William M^cclellane, Tutor of Bundby (Bomby), became sureties for his satisfying the parties, according to law.

Full Error on Assise.

ALEXANDER STEWART of Garules (Garlies), John Murray of Broch-toun, the Lairds of Garthland, Miretoun, Murdoch, Blairquhan, Roffie-Bonar, the Tutor of Bondby, and others of less note, found caution to underly the law at the next Justice-aire of the shires where they resided, for Manifest and Voluntary Error on Assise, declaring *Alexander M^cCulloche of Carderness* and his accomplices innocent and acquitted of art and part of the Mutilation of Henry Carnis, of forethought felony : *And* for declaring *Fergus M^cdowell of Freuch* and his accomplices innocent and acquitted of the Murder of Andrew Schankis, and fundry other crimes of Oppression.

Stouthreif and Housebreaking, in time of Plague, in Perth, &c.

Apr. 21, 1539.—GILBERT BLAIR, brother of Alexander Blair, burghers of Perth, Constantine Fergusson, Sir John Luivell, chaplain, Sir Henry Eldare, and Sir William Daudsoun, found caution to underly the law at the next Justice-aire of Perth, for forethought felony and Hamefuckin done to the Keepers of the Gates of Perth, in time of the plague, coming upon them under silence of night, on Oct. 24 last, striking and Hurting them in peril of their lives : *And* for breaking into and plundering several houses and chambers, by way of Theft and Stouthreif.

Slaughter.

May 22.—WILLIAM JAMESOUN, called *Wantoun Will*, Convicted of art and part of the Slaughter of John Forbes, coming upon him at Prestoun-pannys, and slaying him with a stone.—BEHEADED.

Slaughter of the Laird of Turnberry.

[THE following Case affords an illustration of the expediency of having the whole of the Warrants and loose papers belonging to the High Court of Justiciary carefully examined, arranged, and bound up for future consultation. The great mass of such documents entirely precludes the possibility of the Editor, or any other private individual, consulting them. They have, apparently, for more than a century, been put into bundles, without the smallest reference to date or subject ; and it would certainly require many months to reduce them to order. It seems obvious, that among these Papers many documents must exist, highly illustrative of the Criminal proceedings which took place for a great

period of time, and might even throw light upon many obscure points connected with the History of Scotland. A number of ROYAL LETTERS and WARRANTS, bearing the sign-manual of King James V, have already been found, which, it may be remarked, are seldom engrossed in the Record; for, doubtless, the Clerks of Justiciary could, at the time they were granted, easily refer to them when required. In the present instance, the original scroll of the 'Dittay,' the 'Supplication,' and King's Letter had been left in the Volume, and they have accidentally survived the changes and chances of nearly three centuries. They are given here as a specimen of the information which we might have expected in every Trial, had these Records been always valued as they now are.

In many Cases of the greatest importance we may still expect considerable light to be reflected from these documents, when properly arranged.]

May 23.—JAMES REID Convicted of art and part of the cruel Slaughter of John Reid of Trumberry, coming upon him and slaying him of forethought felony.—BEHEADED.¹

DITTAY.—JAMES REID, 3E ar indict aud accufit for art and pairt of þe felonie and cruell SLAUCHTER of vmq^{le} John Reid of Trumberry, cumand vpone him in his avin landis of Darndougall, in company with 3our fader Johne Reid, and 3our complices, to þe nowmer of ix personis, one þe xxiiij day of Aprile last bipast; and cruellie flew þe said vmq^{le} Johne, apoun auld feid and forthocht fellony, and be way of Hamefuckine: þat 3e comitit þe said Slauchtir vpon pro-uifioune and foirthocht fellony, 3e being at þe Wappin-schawing in Are, quhen all 3our nyctbouris left þair jakkis behind þaim, 3e said 3e wald nocht leif 3our jak behind 3ou, for 3e wald haue ado with 3our jak and wappinnis at hame: þat 3e comitit þe said recent Slauchter vpoun auld feid and foirthocht fellony, 3e þe said James and 3our saidis complices, at Whitfunday last bipast, fett vpone þe said vmq^{le} Johne, at þe Leyn-heid of þe Schaw, for his slauchter; and quhen he eschaipit fra 3ou, and quhen þair was ane concord and way dewifit to be had betuix 3ou, 3e said 'þair fuld be may² betuix 3ou, quhill³ ane of 3our skynniss wes cutit.' ITEM, one þe Sounday before þe committing of þe said Slachter, 3our fader cumand fra þe Kirk of Machlyne said to Johne Vdart, þat he could get na way drefsit betuix him and þe said vmq^{le} Johne, for þe heicht of his sonnis: And þairefter 3e and 3our said complices lay continewlie on þe Mofs of Darndougall, awaitand þe said Johne for his slauchter, fra þe Monunday quhill Furisday,⁴ þat 3e flew him: And on þe day befoir, 3e flew his ferwandis doggis þat fkeyit⁵ 3ou quhare 3e lay: And quhen 3e saw him cumand, 3e, þe said James, and 3our bruper, ranne befoir 3our fader and flew him; and 3e war hurt and woundit in þe meyntyme, and had fled with þe remanent, war nocht 3e war hurt, and passit to ane bauk,⁶ and was fundin be James Logane, Sheref-depute of Are.

¹ This is the entire entry in the Record.
Monday to Thursday.

² For *mair*, more.

³ Until.

⁴ From

⁵ *Descried*, detected.

⁶ *Balk*, which generally denotes a reserved ridge, or stripe of grass between tilled lands, such as are very common to this day in many parts of England, where each alternate ridge is left in pasture.

LETTER by King James V. to the Justice, &c.

REX,

JUSTICE, Thesaurer, and Justice Clerk, Ve greit 3ow weill. Forfaymekill as it is hwmely menit to vs be our louit JAMES RAID in Helar, that quhair pair ves ane Slauchter committit in his defens, and becaufe our Scheref of Air-principale is frend to pe manne pat is flayne, he hes fend hymme to be justfeit by 3ow, and hes fummond an Affise of pe contré quhair pe allegit cryme ves committit, bot tendis¹ to tak certane priuat particular persones pat var takkaris and conwoyaris of hymme to 3ow to be on his Affise, and so to put hymme to deid, he beyng innocent, be ane suspect Affise. OUR VILL is heirfor, and ve charg 3ow, gif it be as is befoir reherfit, pat 3e superfeid for xx or xxx dayis, quhill² ane insuispectt Affise may be gottin; and keip hymme in firmans; or put himme vnder grit fouerteis in pe meyne tyme. And pis 3e faill nocht to dow, kepand pis for 3our warrand. Subscriuit with our hand, at SANCT ANDROIS, pe xij day of Maii, and of our regnne pe xxvj 3eir. JAMES R.

SUPPLICATION by James Reid to the Justice, &c.

My LORD JUSTICE, Justice Clerk, and 3oure Deputis, vnto 3oure l. huimlie menis³ and schewis I 3our feruitour James Reid, sone to Williame Reid in Clare: That quhare, laitlie, I wes gangand vpoune my said faderis maling⁴ of Clare, perteining to MY LORD OF MELROS, liand in pe lordschip of Kilismure, within pe scheref dome of Air, vefyand⁵ pe famen, and my said faderis gudis⁶ gangand pairon, traisting na troubell of ony personis, bot to have leuit vnder Goddis peax and pe Kingis: Neuirtheles, Johnne Reid in Cogertoune, his wife, sonnis, and complices, to pe nowmer of ten personis, bodin in feir of weir, come iij mylis fra pair avne houffis, vponne auld feid and forthocht felony, and be way of Hamefukkin inuaidit and persewit me and my said fader and his seruandis for his slauchter, and chaceit him and his catale and ws of⁷ his said maling: And in pe chaceing of ws pa hurt me in my bak: And quhenne we turnit agane to defend ws, pe said Johnne, in his awin defalt, and oure pure defence, happynnit to get ane straik, my vnwitting; throw pe quhilk he is deid, and my inemeis and vnfrendis of verray malice allegeis pat I haue pe wyte⁸ pairof, quhilk is nocht of verité, hes callit me pairfore before your l. to put me to cummyr⁹ and troubill, without ony lauchfull or reffonabill caus. HEIRFORE I beseke your l., for Goddis sake, of remeid:¹⁰ And fen¹¹ I am ane pouer child,¹² innocent of pe said crime, and hes na manne to do for me, bot God and 3our l., and knawis nocht pe personis patt fuld be vpoune my Affise, that 3e avise wele quhame¹³ 3e put paironne; and caus pame, be pair grete aithis, declare gif pai be kin frendis or allia to my party or his frendis, and hes gevin pame partial counsale in my contrare; and do me justice, and causse ane man of Law speik for me, as 3e will haue thank reward and mereit of God, and of 3our awin faulis pairfore. AND 3our ansuer huimlie I beseke.¹⁴

Convoing and Supplying of Friar William Kelour.¹⁵

REX,

JUSTICE CLERK, 3e fall deliuer pe tua menne of Abirdene, 3e ane callit JAME ANDERSOUNE, and pe vder JOHNE MWDY, furthe of our Ward,¹⁶ quhilkis war put in pe famyne, for convoying and suppleing of FREIR WILLIAME KELOUR; pe saidis personis fyndand 3ow sufficient cautionne till entir

¹ Intends, means.
mails or rent.² Until.³ Complains.⁶ Live stock.⁷ Off.⁸ Blame.⁹ Difficulties. E. Cumber.¹⁰ For remedy or redress.¹¹ Since.¹² A 'puir Cheild,' a poor lad or fellow.¹³ Whom.¹⁴ There is no indorsation or 'deliverance' on this Petition—but from the fatal words 'CONUICT.,' 'DECOLLAT.,' being twice entered in the body of the Record and on the margin, there seems no doubt of his having been Beheaded.¹⁵ Orig. among Warrants of Court. See Papers as to proceedings against suspected Heretics, Jan. 1538-9.¹⁶ A

similar Warrant was granted by the King on March 25 preceding.

agane, ony tyme pai be requirit, betuix pis and All Hallowmefs nixt command, onne fyftene dayis warnyng, be 3ou, or pair Ordinar;¹ vndir fic fowmes as 3e think expedient; Prouiding, pat pe said John Mudy pafs nocht benorth² pe watter of Tay, vndir fouerteis ficlyk. Subfcriuit AT SANCT-ANDROIS, pe feird³ day of Junij, and of our regne pe xxvj 3eir. JAMES R.

Oppression — Imprisonment of the Commissary of Caithness.

Jun. 6.—WILLIAM SUTHIRLAND of Duffois⁴ Convicted of art and part of the taking of Sir Alexander Gray, Commissary of Caithness, leading him to the Place of Querrelwod, pertaining to the said William, and keeping him in ward and captivity from the vigil of Chriftnas to Saint John's day following, he being the King's free man; thereby ufurping the King's authority. ITEM, of art and part of forcibly carrying back the said Commissary againft his will from the said Place of Querrelwod to the burgh of Elgin, and delivering him to the Dean of Caithness, (Sir Alexander Sutherland); also thereby Ufurping the King's authority.—ALEXANDER SUTHIRLAND and fix others were Convicted of laying violent hands on the said Commissary, in the outer bedchamber of the Dean of Caithness, committed on Dec. 20 laft: AND for violently taking the said Commissary furth of his lodgeing in the houle of Archibald Stronoche, in the burgh of Elgin, undir filence of night, he being in his naked bed; and leading him to the said Dean's chamber, and detaining him in captivity therein till the vigil of Chriftnas, &c. *Item*, of art of carrying him back by force from Querrelwod to the burgh of Elgin, &c. WARDED in the Caftle of Edinburgh.

SIR ALEXANDER SUTHERLAND, Dean of Caithness, and four other Churchmen, were replegiated by Patrick Bishop of Murray.—Mr JOHN SUTHERLAND and James Vrquhard of Alderne found surety to vnderly the law for the above crimes, at the next Justice-aire of Elgin.

Using a false and forged Instrument.

Jun. 13.—THOMAS CHARTERIS of Kinfawnys Convicted of art and part of using a fforged and ffalfe Instrument, made by his consent and counfel, being an acquittance or difcharge of a certain large fum of money affigned by THE KING to James Rofs his fervant, due to his Majesty by the deceafe of Alexander Bishop of Murray, as his heir; or granted to THE KING by the privilege of THE POPE.—WARDED in Edinburgh Caftle, during the King's pleafour; and all his moveables to be efcheated.

¹ The before-mentioned previous Warrant contains this clause, 'and alſua to compeir befoir pe *Bifhop of Abirdene* pair Ordinar, quhat tyme pai be requirit be him.'

² To the northward of.

³ Fourth.

⁴ He found caution on Jun. 7, that he ſhould remain in free Ward within the Caftle of Edinburgh, 'and nocht efchapp nor depairt furth of pe ſaid Caſtell, quhill he be freid be pe KINGIS grace, vnder pe pain of I^mli.'

SUPPLICATION to the Lords of Privy Council.¹

Jun. 14.—MY LORDIS of Counsaile vnto your l. humilie menis and shewis I your seruitour, *Thomas Charteris of Kynfawnes*, that quhair I am laitlie imput in pe Castell for sobir² caufis, as I vnderstand, and haldin in to ane house; and pe Capitane, Constabill and Kepars of pe Castell will nocht suffer my seruandis to cum and repair to me, to pe effect pat pai may minister to me in meit and drynk and all vper necessaris; howbeit, I am content to fynd cautione pat I fall nocht evaid furth of pe said Castell, vndir sic panis as your l. thinkis expedient. QUHAIRFORE, I beseik your l. of remeid, and pat ze will gif command to pe Capitane, Constabill, and Keparis of pe Castell, to put me to fré Ward within pe said Castell, I fyndand cautione pat I fall nocht evaid furth of pe samyne vnder sic panis as your l. fall think expedient, and to suffir my seruandis to cum and minster to me like as vperis fré Wardaris hes within pe said Castell. And your ansuer humilie I beseke.—(*Indorsed.*) APUD EDINBURGHE, xiiij^{to} Junii anno I^mV^cxxxix. *Fiat vt petitur*, Cautione being fundin to pe Justice Clerk, vndir pe pane of I^mli.

Suffering English Thieves and Captives to escape.

Jul. 21.—ALEXANDER HEPBURNE of Quhitsum got a Remission for permitting and suffering Clement and Robert Hall, brothers, and Thomas Pot, Englishmen, to depart furth of his place of Richartoun, they having been delivered in custody to him as captives and Thieves.—WILLIAM COKBURNE of Choslie and Stephen Bukles came in the King's will for suffering Anthony Pot, Englishman, in like manner to escape.

Breaking into the Tower of Ernside — Stouthreif, &c.

Jul. 24.—WILLIAM CUMING, Margaret Dowglafs, and four others, were denounced Rebels, and put to the horn, for art and part of Convocation of the lieges in great number, armed in warlike manner, coming to the place and Tower of Ernside, and breaking up the doors and gates thereof, and entering therein: AND for Stouthreif from Alexander Cuming, son and heir apparent, and the curator of Thomas Cuming of Ernside, his father, of all the goods and utenfils in the said house: And for detention from him of the said Place and Tower: And for Stouthreif from him furth of the messuage thereof, of one hundred and fifty-fix bolls of corn, with the straw, eight oxen, and two horses: And for Common Oppression, &c.

Laird of Macfarlan and Walter Macfarlan of Ardleische.

Jul. 27.—DUNCANE MACFARLANE OF THAT ILK, procured surety to the amount of 1000 li. in terms of the King's permission, contained in the following Warrant.³ The cautioners were Sir Johne Campbell of Lundy, kn^t, Sir

¹ From the Orig. among the Warrants of Court. The purpose of printing this Paper, is to show, practically, the manner in which what was termed 'free Ward' was obtained, for the accomodation and comfort of prisoners, whose offences were not very heinous; and who had influence enough to find high security, that they would not attempt to escape, if this indulgence should be granted to them.

² Trivial, trifling.

³ From Orig. among the Papers of the Court.

Johne C. of Calder, kn^t, Johne C. of Glenvrquhar, Colyne C. of Ardkynglas, James C. of Lawaris, Archibald C. of Glenlioune, and Arthure C. of Ardgarnthay.

REX,

TRAIST coufing and counfalour, We grete 3ou hertlie weill. Forfamekill as we wrait to 3ow of before to reffaue DUNCANE MACFARLANE of pat Ilk, to keip him furely in ward, quhil 3e had vper command of ws in pe contrare, Now, it is our wil and mynd pat he be in fré ward with 3ow as 3e think expedient, he findand fouirté to our Justice-Clerk, vndir pe pane of ane Thoufand ti. nocht to brek ward; quhilk gif he dois, it falbe impute na falt nor cryme to 3ow. GEVIN vndir oure Signet and fufcriuit with oure hande, At Falkland, pe xxv day of July, and of our regne pe xxvj 3eire.

JAMES R.

(Addressed) To our traift coufing and counfalour JAMES LORD OGILUY.

In a short time afterwards, as appears from another Royal Warrant which is still preserved among the Papers of the Court of Justiciary, a similar indulgence was granted to WALTER MACFARLAN OF ARDLEISH, of whom were descended the families of Gartartan and Ballaggan, &c.¹ He was son of Sir John Macfarlan of that Ilk, kn^t, by his second Marriage, with a daughter of Herbert, first Lord Herries, and uncle to Duncan M. of that Ilk. The Warrant runs thus:

REX,

JUSTICE-CLERK, We grete 3ou weill. In hope pat WALTER MACFARLANE, now being in fure Ward within oure Castell of Edinburgh, fall caus his frendis in pa partis do gude fervice to ws in it, committit to pame, We haue ordinit pe Capitane of oure faid Castell to let him to fré ward within pe famin, he findand fouirté, firft, to 3ou, vndir pe pane of Thre Thoufand pundis, pat he fall nocht efchew furth of our faid Ward: Quhilk 3e faill nocht to tak of him; and paireftir caufe him be put to fré Ward as faid is. As 3e will anfuer to ws pairupoune. Subfcriuit with oure hand and vndir oure Signet At SANCTANDROIS, 3e vij day of Auguft, and of oure regne 3e xxvj 3eire.

JAMES R.

Another Warrant was two months afterwards addressed to the Justice-Clerk, which, however, does not indicate the crime for which the parties were imprisoned. It is likely the offence was of a treasonable description; at all events, it was very serious in its consequences to the parties concerned.

REX,

Justice-Clerk, It is our will, and we charge 3ou pat 3e reffaue fouerté of DUNCANE M^cFARLANE vnder pe pane of ane Thoufand pundis, and ficlyke of WALTER M^cFARLANE vnder pe pane of Tua Thoufand pundis, pat pai fall entir agane within ony Castell we pleife, vpoun xv dayis warning: And pat 3e reffaue iij or iiij perfounis, ilk ane for pair awin pairt, fouirté for pe faid Walter; and pe faid fouerté being fundin, pat 3e caufe pame (to be) fred furth of Ward, and late paim pafs hame, to pe effect pat pai may do ws gud fervice in our nixt Justice-aire to be haldin in Dumbartane. And pis 3e faill nocht to do; keipand pis our Precept for 3our Warrant. Subfcriuit with our hand, and vndir our Signet, At Falkland, pe tent day of October instant, and of our regne pe xxvij 3eire.

JAMES R.

(Oct. 13.)—Andro Lord Awendale, Henry Lord Methwene, and Sir Johne Hammiltoune of Fynnart, became fureties for Walter M. of Ardleifche,

¹ See *Douglas's Baronage*, p. 95.

for 3000 li. (Oct. 24.)—Sir Johne Campbell of Lundy, kn^t, became surety for Duncane M. of that Ilk, under the pain of 1000 li. in implement of the King's Precept.

Fire-raising — Burning the Town of Ardochbeg — Sorning.

Oct. 4.—JOHN M^cROBERT M^cFARLENE,¹ Duncan Dow M^cKippoune, and Duncan M^cKillop, Convicted of art and part of Fire-raising and of Burning the Town of Ardochbeg, and for common Theft and 'Sornyng.'—HANGED.

Besieging the House of Summerdaill — Slaughter, &c.

Dec. 16.—JOHN M^cEWIN M^cGILLEBREID, Gillepatrick M^cferquhar, Tormat M^cdonald, Alexander M^cgilbetoune Makane of Raza, and fifteen others, dilated for 'pe Asslegeing of Alexander Makcloid of Dunvegane in his House of Summerdaill, in pe moneth of Maii last bipast, and Slauchter and Refe committit be pame pat samyn tyme vpone him and his tenentis; and vperis grete crimes contenit in pe Letteris.'—Johne M^ccloid of Mynzenes, in the Isle of Skye, became surety for the again-bringing of the Letters duly executed and indorfed, on Mar. 6, 1539-40.

Books of Adjournal.

[THE loss of THE BOOKS OF ADJOURNAL,² during an eventful period of nine years, embracing the close of the reign of KING JAMES V, and the commencement of that of MARY QUEEN OF SCOTS, is singularly unfortunate, as many important public events are known to have taken place, and, during such stirring times, there would doubtless be numerous Trials. All the traces now remaining of the proceedings which took place before the High Court of Justiciary, must be gathered from the necessarily meagre notices which occur in the '*Liber Plegiationis s.d.n. Regis et Regine*,' wherein memoranda of the Bonds of Caution, or surety found by persons accused of crimes, were engrossed. As will be seen, the Editor has, as usual, availed himself of all the information which he could glean from these and other authentic sources; but, in all those instances, the authority is uniformly quoted. The narrow bounds into which the Editor must compress this information, demand that these notices shall be

¹ On Jan. 7, 1539-40, Robert M^cgilphatrik M^cferlane, '*in warda existen. infra Castrum de Dunbertane*,' found surety to underly the law for all crimes which might be laid to his charge at the next Justice-aire of Dumbartan. The nature of his crime is not alluded to. ² It is very probable that there are two Volumes lost, perhaps only one. The series of Volumes, as indicated by the oldest markings, is very incomplete, and many of the Books which now remain are the scroll or jot-books, from which, with the assistance of the Dittays, &c. the Record was afterwards made up.

condensed as much as possible, leaving it to the enquiring reader to refer to the various original sources of information indicated in this work.]

Robert Maister of Sempill.

Mar. 2, 1539-40.—THE quhilk day WILLIAME LORD SYMPILL, of his avne consent, fforfamekill as our fouerane lord of his speciale grace and favouris hes grantit his Remiffioun to ROBERT MAISTER OF SYMPILL, sone and apparand are to Willame Lord Sympill, now being furth of his realme, fugitiue fra his lawis, and at his horne for certane grete crymes, Prouiding patt he fall na maner of way cum nor repara within þe realmes of FRANCE nor SCOTLAND, without he obtene his gracis Licence and beneuolence pairto : Tharefore, þe said Willame Lord Sympill is becumen, and, be þe tenour of þis present Act, becumis plege and fouirté to oure fouerane lord, and his Justice Clerk in his name, þat þe said Robert fall, fra þe tuenty of Marche instant, abstene fra cuming and resorting within þe saidis realmes of Scotland and France, and all þe boundis pairof, any maner of way, without speciale Licence of our said fouerane lord, vndir þe pane of Five Thowsand pundis : And gif þe said Robert failzeis ony maner of way herein, it salbe reput to him ane poynt of Tresoune, and fall incur þe panys pairof, and to be pvnist pairfor at our fouerane lordis will.¹

Caution for Douglas of Parkhead's son.

Mar. 11.—JAMES EARL OF MORTON, George Douglas of Pennyland, John Inglis of Langlandhill, and Mungo Inglis of Wintermure, became sureties for WILLIAM DOUGLAS, in terms of the following Warrant.

REX,

JUSTICE CLERK and 3our deputis, it is our will, and we charge 3ow, þat incontinent eftir þe sicht hereof 3e reffaue sufficient cautionne and fouirté of WILLIAME DOWGLASE, sone naturale of *James Dowglase, sumtyme of Parkhede*, þat he fall remane with our coufing James Erle of Mortoune, and in his seruice, quhare he plesis, as in our Ward ; and nocht to eschew þe samyne, vndir þe pane of Vcti., and register þe samyne in þe Bukis of Adiornale. As 3e will ansuer to ws pairupoune ; kepand þis our writing for 3our Warrant. SUBSCRIUIT, with our hand and vndir our Signete, at Edinburghe, þe xxvij day of Februaire, and of our regne þe xxvij 3ere. [JAMES R.]

Caution for two Sons of Cuming of Altyre.

Mar. 13.—ALEXANDER CUMING and James his brother, sons of Alex. C. of Alter (Altyre,) 'now being in Warde within þe Castell of Edinbur^t,' found

¹ There is this marking subsequently inserted on the margin—'Deletur de Mandato Domini Gubernatoris, per suam subscriptionem manualet et signetum.'

furety that they 'fall remane be-Northe þe Northe Watter of Esk, in Warde, induring our fouerane lordis will," under the pain of 1000 merks.

Caution for Robert, Christina, and Duncan Macfarlan.

May 10, 1540, (*apud Dunbertane.*)—ROBERT M^cFERLANE, 'in Ward within þe Castell of Dunbertane,' found George Striueling of Glorat, John Sympill, young Laird of Foulwod, and Donald Campbell of Ardintené, as sureties for him (100 merks), that 'he fall obserue and keip gude reull in tyme cuming, and compere and vndirly þe law, eftir þe forme of our fouerane lordis writing direct to þe Justice Clerk.'—Jun. 12, (*apud Edinburghe.*) William Master of Glencairne became surety (100l.) for CRISTINA M^cFERLANE; and also, on Jun. 30, (300 merks) for DUNCAN M^cFERLANE, to the same effect. They are both described as then being 'in Ward within þe Castell of Dunbertane.'

Forestalling and Regrating.

Aug. 6.—PETER BUNTYNE found caution to underly the law 'for þe Oppreffioune done vpoune our fouerane lordis liegis, awaytand be þe way vpone nolt, scheip, horse, and catall þat ar cumand to faris and mercatis to be fald pairin, and byand þe samin fra avnaris pairof; and paireftir, bringand þame to þe samyn mercatis, forstalland and regratand thame to our fouerane lordis liegis, takand pairfor ane grete and exorbitant price, to þe vniuersale skayth of þe cuntre.'—JAMES GEDDES became in will for 'bying of xiiij scheip þe said day cumand to þe House of þe Mvre, and forstalling of þe mercate.' He found surety that the sheep 'falbe furthcumand to þe KINGIS proffeit and behufe.'

High Treason — Treasonable Conspiracy with the Douglasses against the King's Life.

Aug. 16.—No traces appear in the Criminal Records of the Trial of SIR JAMES HAMMILTON OF FINNART, kn^t. The event, however, is one so prominent in the History of the country, and Sir James was a person of such notoriety, that it seems proper to preserve some brief notice in this Collection. 'The Bastard of Arran' was principal Steward to KING JAMES V, and had been very high in favour with his royal master. His character appears to have been eminently distinguished by personal valour, intrigue, and tyranny. Letters of *Legitimation* had been granted to him so far back as Jan. 20, 1512-13;¹ and through the influence of his father JAMES, the *first* EARL OF ARRAN, and THE KING's personal favour and friendship, he acquired very extensive Estates.

¹ Other Letters were afterwards granted to himself and to *Andrew* and *James*, his natural children by Mariot Stewart; and also to *Alexander*, another natural son, Nov. 2, 1539. Reference may be made to the APPENDIX for numerous circumstances illustrative of these events.

One of the greatest stains on his otherwise cruel and ambitious career, was the treacherous Murder of THE EARL OF LENNOX at the Field of Linlithgow, Sep. 4, 1526, after that distinguished Nobleman had surrendered himself prisoner.

Without entering on a sketch of any portion of his life, which more properly belongs to the Historian, the Editor merely refers to the following quotation. *Bishop Lesley*¹ also remarks, that, 'befoir his executione, he protestit before God, that he had not offendit THE KING; bot affirmit, that gif he had bene als guid a fervant to GOD as he was to the King, he had not dyet so shamfully; and confessit that he deservit that deith, becaus he offendit God oftymes for pleafour of the King; and theirfore prayit every one to taik exempill of his doingis!'

He married *Margaret Levingstoun*, Lady of Easter Wemyss. He was executed as a Traitor at Edinburgh, August 16, 1540; and his immense estates were Forfeited, and bestowed upon numerous Courtiers. In 1543, his son James obtained a recall of the Forfeiture.

'ABOUT the same tyme JAMES HAMMILTOUN, SCHEREF OF ²LINLITHGOW,³ and cowfing german to SIR JAMES HAMMILTOUN (OF FINHART, bastard brother to the *Earle of Arrane*,) com to Scotland, eftir long banischment, quhill as he avowid to accuse Bastard James be law, purchessing Licence to com in the contrey for a certane space; and vnderstanding quhat dainger baith himself and those that profest the pure doctrine of the pure Gospell stude in, send his sone to THE KING, being in jorney towardis Fyff, quho com to him befor he boited⁴ and frauchtit. The man, suspitious of natour with baschfull newis, affirmeing that it stude him to no les nor⁵ his lyff, perrelous to the haill realme, wnles he preveined⁶ the deid be punischment of the Tratour.

'THE KING, quho haistid to Fyff, send the young man back againe to the Exchequer; quhair he commandit *James Leirmonth*, his Maister Houshald, *James Kirkcaldie*, Grit Thesaurer, baith men of sum Religioun, and *Thomas Erskine*, ane earnest Papeist, Secretar, to convene, willing thame to credeit that beirer as him self; and thairwithall tuik ane knawin ring from his finger, and send to thame as ane previe taikin. Thay, consulting vpon the mater, aprehendit *James Hammiltoun*, immediatlie efter his denner, and reddie to depairt hame to his awin hous, caryid him to the Castell, and impressonid him. Thay, wnderstanding be thair exploratouris,⁷ that THE KING was moveid, vpon fute,⁸ to releive him, besydis the commoun dainger of the contrey, fleiring thame seluis, gif ane factius puissant man, ignominiuslie vfid, sould escaip scot-frie, not ignorant how bitterlie and crewellie he wald reveng himself; repairing with all expeditioun to Court, agmenting all thingis alse suspitiouslie as thay possibillie could, the present dainger, his mischevous naturall,⁹ his reddie wit, and grit substance, perswadit THE KING not to releive a man baith craftie and bauld, and now provockid be ignomie, vntryid. Quhairwpoun, THE KING past first to Edr., from thence to Seytoun, commanding in the meintyme to present *Sir James Hammiltoun of Finhart* to judgment; quhill, according to the cvstome of the realme appointid, he was convict and Beheidit. Eftir his death (he was) quarterid, and his quarteris hung wp wpoun the publict pairtis of the Towne, in Awgwft 1540.

¹ *Bannatyne Club* Edit. Quarto, p. 158.

² *Buchanan*, Book XIV, cap. 57, gives a similar account of these transactions with this Narrative, which is taken from *Anderson's MS.* Adv. Library. See also *Keith's Hist.* p. 11, and *Pitscottie*, p. 385, &c.

³ See Papers prefixed to Notices relative to Reformation of Religion, Jan. 11, 1538-9, I, * 209, &c. The Sheriff was brother of Patrick Hamilton the Martyr, to whose execution 'the Bastard Arran' had been mainly accessory.

⁴ Boated, took ship to cross the Forth.

⁵ Than.

⁶ Prevented.

⁷ Spies,

emissaries.

⁸ Suit; influence used.

⁹ Dispositions, genius, bent.

The crymes laid aganis him war, that he wpon a day determinid to brek vp THE KINGIS Chalmer to slay him; (and) that he had previe conferencis with THE DOWGLASSIS, declaird enemyes of the realme. His death, becaus of his former wickid lyff, was lamentid of verrie fewe, except of his awin freindis and the Preiftis, who had fixt the hoip of the suretie of thair haif estait in him.

Eftir this tyme, THE KING beganne to suspect the Nobilitie. Solitude pinchis his troublid mind; quhilk wnfettillid, was trublid in the nicht be visiounes; quhair of ane is repointit of, verrie notabill. He thocht he saw Sir James Hammiltoun of Finhairt com vpone him with a naikid sword, and first cutid his right airme, and nixt his left from him; and eftir he had threatned, eftir schort space, also to tak his lyf, he evanischid. As he awalkid in ane feir, and reuolued vpone the event of the dream, schort space eftir, he was adverteized that baith his fones war deceifid, the ane at Sanctandrois, the wther at Striueling, on ane day, and almost in ane hour.

Slaughter of a Friar.

Dec. 14.—FRIAR WILLIAM ROTHUENE found Robert Robertfone of Strowane surety for his underlying the law at the next Justice-aire of Perth, for art and part of the cruel slaughter of Friar Alexander Sloune.

Caution for Sir Walter Scott of Braxhelme, knight.

Mar. 11, 1540-1.—WILLIAM EARL OF GLENCAIRN, John Hume of Coldaneknollis, George Meldrum of Fivvy, James Twedy of Drummelzeare, Mark Ker of Littilldeane, Andrew Ker of Dolphingtoun, George Ker in Fawdounfyde, James Ker of Merfingtoun, Ninian Creichtoun of Bellyboucht, Adam Johnestoune of Corry, and John Carmichaell of Medowflatt, became Cautioneris for THE LAIRD OF BRAXHELMES, 'now being in Warde within pe Castell of Edinburghe, pat he fall remane in Warde within pe burghe of pe famyne, and nocht to depairt pairfra, without he obtene Licence of our fouerane lord, vndir pe pane of xx^m. merkis.'

(Aug. 8, 1541.)—Caution was again found, that he, 'within viij dayis nixt eftir he be chargit, pass and remain in pe pairtis of MURRAY, and vtheris be-Northe pe Watter of Spey, as in our fouerane lordis Warde, induring his will; and nocht to eschape furth of pe famyne,' under the pain of 20,000 merks. —(On the margin)—*Deletur de Mandato domine nostre REGINE, per suam subscriptionem, domini GUBERNATORIS, et Signetum dicte Regine.*

Caution for Johnstoun of that Ilk.

Mar. 13.—JOHNE JOHNSTOUNE OF THAT ILK found caution that 'he fall remane in Warde within pe Tovne of Dunbertane, and pat he fall nocht evaid nor eschew pairfra, ay and quhill he get oure fouerane lordis discharge in pe contrare, vndir pe pane of x^m. merkis.'

¹ His cautioners were William Lord Creichtoune of Sanchare; the Lairds of Littledene, Coldaneknollis, Mersingtoun, Dolphingtoun, and Fawdounside, David Scot, son and apparent heir of Sir Walter Scot of Braxhelme, kn^t; William Kirkpatrick of Kirkmichael; William McClellane of Nwn-toune, Tutour of Bondby; Alex. McCulloch of Carderness; Adame Johnestoune of Corry; John Hammiltoune, called 'John of Cliddisdale'; John Haitlie of Mellostanes; and Colin Campbell of Ardkinglass.

(May 3, 1541, *apud Jedburghe*.)—He again found caution that ‘ he fall vfe and repare ane myle about þe Tovne of Dunbertane, as in our fouerane lordis warde,’ under the pane of 10,000 l. Among others of the new cautioners were William Stewart of Trakware, John Mow of that Ilk, Walter Ker of Cesfurde, Robert Scot of Howpaslot, and Gilbert Ker of Grenehede.—(Nov. 24 and Dec. 4.)—THE KING’S Warrant was granted for again allowing him free Ward within the same limits, under the pain of 10,000 merks.

Caution to pass furth of the realm.

Mar. 13.—‘ PATRIK CULQUHOUN, now being in Warde within þe Castell of Edinburghe,’ found Thomas Stewart of Gawstoune cautioner or surety for him, ‘ þat he fall pass furth of þis realme within þe space of xxx dais, and remane furth of þe samyn at þe plesour of þe KINGIS grace, vndir þe pane of V^c. merkis.’

Caution for the Laird of Blackadder.

May 5 and 6, 1541, (*apud Jedburghe*.)—JOHN HUME of Blacader found surety that ‘ he fall remane within þe Toyne of Dunbertane, fredom pairof, and ane myle about the samyn, and nocht to extend þe boundis pairof, quhill our fouerane lord gif vthir command in þe contrare,’ under the pain of 20,000 l.—His sureties were simlar to the preceding, with the addition of William Cokburn of that Ilk, John Hoppringill of Smallcraig, George H. of Torwodlee, Robert H. of Blyndlee, Adam Johnestoune of Corry, George Nesbett, baroune of Dalzell; John Lummidene, young Laird of Blenerne; Andrew Haliburtoune, young Laird of Mertoune, and Thomas Ker of Zare.

Caution for the Young Laird of Tuliduby.

Jun. 28, 1542.—JOHN STRIUELING, son and apparent heir of John S. of Tuliduby, ‘ now being in Warde within þe Castell of Edinburghe,’ found David Kincaid of the Cottis, Constable of the Castle of Edinburgh, &c., sureties that ‘ he fall obserue and keip his Warde within þe burghe of Edinbur^t, and nocht eschew furth of þe samyn, quhill¹ he be fred be our fouerane lord, vndir þe pane of ij^c merkis.’

Oppression — ‘ Colping,’ Forestalling and Regrating of Markets.

Jul. 7.—JOHN CLERK, in Drumcorse, and a number of other persons in the shires of Linlithgow and Lanark, found caution to underly the law for ‘ Colping,² Forestalling, and Regrating’ and for common Oppression of the lieges in buying and selling oxen, cows, and sheep.

¹ Until.

² ‘ *Cowping*’ is a phrase still in use to denote bargaining, bartering, or exchanging one commodity for another, or for money. A ‘ horse-cowper’ is a term universally employed in Scotland for one who deals in horses.

APPENDIX,

ILLUSTRATIVE OF THE TRIALS WHICH OCCURRED DURING THE
REIGN OF KING JAMES V.

I. ILLUSTRATIONS SELECTED FROM THE REGISTER OF THE PRIVY SEAL OF SCOTLAND.

REFERRING to the observations which are prefixed to the APPENDIX to the preceding Reign, the Editor has merely to Remark, in this place, that in order to save the necessity of numerous repetitions and copious Notes, he has thought it preferable to refer the reader, generally, to the TRIALS, &c., most of which will be found to be more or less illustrated by the following extracts. The General INDEX, to be inserted at the conclusion of this work, must ultimately render such references entirely unnecessary.

Aug. 23, 1515.—Ane Respit,¹ maid be avise of þe GOVERNOUR,² to Donald of the Iles of Lochalch, knyht., and with him vther thre scoir of personis, his kynnismen, freindis, or servandis, for all maner of actionis and crimes bigane, to cum and repare to ED^R, or ony vper place within þe realme, to commoune with þe said GOVERNOUR, and do pair eirrandis, and returne agane; for þe space of lx dayis next to cum eftir þe dait hereof.

Sep. 6.—A Respit maid to LAUHLANE MAKCLANE OF DOWARD, and ALEXANDER *alias* Alister MAKCLOID OF DUNVEGANE, and all and findry pair servandis, landit men, gentilmen, and zemen, pat affistit and tuke part wyth paim, for pair trefonable art, part, affisttence, and supplé gevin in þe trefonable Segeing and taking of þe Kingis Castellis and Houses of Carnehog and Dun-shaith, and trefonable withhaldin of paim aganes his autority and command; for pair trefonable maintenance, affisttence, consale, favouris, and suplé gevin be paim to Donald Iles of Lochalche, knyht., and his complicitis, in pare trefonable crimes, &c. Vnto þe first day of Januare nixt to cum eftir þe date hereof to indure.

Sept. 23.—A Resput to MATHO MAKNACHT OF DUNGENCHE, for arte and parte of þe Slauchtir of vinq^{le} Johne of Dunbar of Mochrum, committit and done be (SCHIR) ALEXANDER GORDOUNE OF KENMURE, KNY^T, with quham þe said Matho was in cumpany: To endure for a zere.

Sept. 25.—Resput to ALEXANDER LORD GORDOUNE to cum to the Governouris presence, or quhare he plesis, and to pas and repas with xl or fifty men, in houshald; for þe space of sex monethis next to cum.

Oct. 26.—Respit to JOHNE ERLE OF LEVINAX, Lord Dernlie, and generalie to all his kyn, freindis, men, tenantis, and servandis, quhaireuer pai be within þe realme, that abidis faithfully at

¹ Another Respite was granted on Nov. 8 following, in the same terms.

² JOHN DUKE OF ALBANY.

the opiniounne of the Governour, in þe KINGIS name, and kepis lele and afald¹ pairt to hym for all maner of actionis, &c, committit or done be hym or pame in ony tyme bigane. For five zeris.

Oct. 28.—Lettre to HEW ERLE OF EGLINTOUNE, makand him and his assignais **Reparis** ouerfearis, correkaris, and suplearis of the **Isle of Lifford Comeray**, þe dere, cunyngis² and wild bestis being pairin, quhill þe KINGIS perfyte age of xv zere; becaus ROBERT HUNTARE of Huntarestoune, Forreftar of heretage of þe said LE, is nocht of power to resist þe personis pat waitis þe samyn, without suplé and help, &c.

Dec. 1.—Remission to JOHN MAKKENZE OF KYNTALE, William Dingwell of Kyldun, and two others, for treasonably **Taking and Keeping** THE KING'S **Castle of Dingwale**, with the Artillery and goods therein, &c.

Dec. 7.—Respitt to ANDRO RETRA OF BALNOCARD, for art and part of þe **Slaughter** of David Blare;³ committit thre zeris fyne with þe mare.⁴ For thre zeris.

Dec. 11.—Respit to JAMES ERLE OF ARANE, Lord Hammiltoune, with his honorable Howshald, to cum to þe burgh of Edr, or ony vper part within þe realme, and pare to remane and **commune with the Lord Governour**, and LORDIS OF COUNSALE, and solist and do his leiffull eirrandis he hes ado; and faulie and fuirelie to pas and repas, with his said howshald, &c. To endure þe space of xx^{ti} days. (Subscript. manibus DOMINI GUBERNATORIS et DOMINORUM CONSILII, viz. COMITIBUS, Cravfurdie, Huntlie, Levenax, Rothes, Eglintoune, Cassillis; DOMINIS, Flemyng, Cancellarij, (Episc.) Dunblanen., Rosse, Lyndesay, Erkyne, Maxwell, Prioris S. Andree, Abbatis S. Crucis, Archidiaconi S. Andree et Postulati de Dunfermlyng.)

Jan. 16, 1515-16.—Lettre maid to KATERYNE FYNNE, for hir gude and thankfull service done in þe **Nursing, fostering, and keeping** of vmq^{le} þe KINGIS broþer, **Alexander Prince of Scotland**, for all þe dayis and termes of hir lyf, of x li., &c.

Jan. 29.—Respit to ROBERT ELWALD OF REDEHEUCHE, Williame of Lauerokstanis, his bruper, Henry Nikfoune, James Forestare in Grenehauche, and Adam Crofer, and with pame vperis xl personis, pare kynnismenne, freindis, or servandis, for all maner of actionis, &c.

Feb. 2.—Respit to DAVID RAMSAY, bruper to Neishe Ramsay of Banffe, for art and part of þe **Slaachter** of vmq^{le} David Blare,⁵ committit in Effindy thre zeris fyne, &c.

Feb. 3.—Letter to ROBERT LORD MAXWELL, conferring on him ' þe office of **Stewartry of Kirkcudbright**, and **keeping** of our **Castell of Treise**, with þe landis, fyschingis, feis, and dewiteis pertening pairto; for þe termes of nynetene zeris, wythout ony paing⁶ of males or dewiteis pairfor.

Feb. 4.—Remission to ROBERT LORD CREICHTOUNE OF SANCHQUHARE, JAMES LOKART OF LEY, Edward Creichtoune in Libree, John C., brother german of umq^{le} Robert of Kirkpatryk, Robert C., son of umq^{le} John in Eliok, Patrick C., son of umq^{le} John in Carco, and seven others, for the **Slaughter of James Douglas**, committed within the burgh of Edinburgh, on forethought felony: AND also to JOHN HARE in Glenquory, John H., son of Nicholas, and Donald H. in Garglenne, for the **Slaughter** of John Dwne, committed within the barony of Sanquhare on forethought felony.

Feb. 8.—Respect to NINIANE CREICHTOUNE, bruper germane to vmq^{le} Robert C. of Kirkpatryk, and George C., for þe **forthocht felony and Slaachter** of vmq^{le} **Robert Fergussonne of Braconspide**, and Alexander F., bruper to vmq^{le} Johne F. of Cragdarraucht. For xix zeris.

Eo die.—Remission to GEORGE BUCHQUHANNANE, grandson and heir apparent of Walter B. of that ilk, Thomas and Walter B., and Walter Blare, for treasonably **Besieging**, taking, and

¹ Sincere; literally, one-fold, single.

⁴ And farther at the Governor's pleasure.
rent, &c.

² The deer and rabbits.

⁵ See these Extracts, Dec. 7, 1515.

³ See these Extracts, Feb. 2, 1515-16.

⁶ Any payment of

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detaining the **Castle of Dunbertane** from the KING, and his keepers thereof:¹ And for **Fire-raising** and Burning the gates and doors of **Grenok**, and certain buildings within the lordship of THE MONASTERY OF KILWYNNING.

Mar. 6.—Remission to **GEORGE FORMAN** in Kilmany, specially named in the Signature of Remission granted to **JOHN EARL OF LEVENAX**, for art and part of the treasonable **Besieging**, taking, and detaining the King's **Castle of Dunbertane** from the King and his Keepers thereof: AND for the **Slaughter** of John Buſte, committed within the lands of Kilmeny.

Mar. 7.—Speciale Protectione to **JOHNE MAKCANE OF ARDNAMURCHANE**, Alexander Johnne Caynochis-fone, Donald Makrannald Wane, Nele Maknele of Geya, Angus Johnne-Dowifon of pe Loupe, familiaris and serbandis to **Coline Erle of Ergile**. To endure for pe **GOVERNOURIS** will.

Mar. 28, 1516.—Remission to **JAMES SMYTHE**, indweller in Jedburghe, for the **Slaughter** of John Pagin, **Stage-player**,² committed nine months since.

Apr. 8.—Respect to **WALTER OGILUY**, and Johnne Syme his fervand, for pe **Slaughter** of Johnne Piot, **Crowner Depute** within the scherefdom of **FORFARE**. For thre zeris.

Apr. 14.—Remission to **JAMES MAKCALZENE**, burgess of Edinburgh, for his treasonably **Exporting gold and silver**, coined and uncoined; and for treasonably **Clipping and Cutting** the coin of the realm, &c.

Apr. 16.—Remission to **DAVID KYNLOCHE**, as an affister and participator with **Archibald Earl of Angus**, Lord Douglas, in the High Treason committed by him.³

Eo die.—Remission to **HENRY ANDERSOUNE**, in Newale, and seven others, as affisters and partakers with **Archibald Earl of Angus** in his treasonable facts, viz. for **High Treason** committed by them against the **King's proper person**, and his brother the **Duke of Ross**, persuading and using their utmost care and diligence to take them furth of THE CASTLE OF STIRLING, during their minority, where they had been placed, and were ordained to be kept, by the advice and consent of the Governor and three Estates of the realm, in Parliament: And for all other crimes, &c.

Oct. 19.—Remission to **DAVID WEMIS OF THAT ILK**, and xxxiij others, for art and part of the **Slaughter** of William Moffet, committed on forethought felony.

Oct. 27.—Remission to **GEORGE HAITLIE OF BRUMEHILL**, and Thomas Cranftoun of Doddiss, for their treasonable art, part, and **Assistance** given to vmq^{le} **Alexander Lord Hume**,⁴ in his treasonable Intercommuning with THE KING'S Rebels, Thieves, and Traitors,⁵ &c.

Oct. 28.—Letter to **ROBERT LORD MAXWELL**, makand him **Capitane and Repare** of the

¹ James Muschet of Colgarthe, and seven other servants of John Earl of Lennox, also got a Remission, of this date, for the same crime. ² *Histrionis*. He may have been a *Mummer* or Buffoon. The mention of 'Playaris' are frequent in the old Records, Treasurers' Accounts, &c.

³ Many others were Remitted for the same offence, but, except in the cases of persons of distinction, it seems unnecessary to enumerate them. ⁴ **ALEXANDER LORD HOME**, and his brother *Mr William Home*, were beheaded at Edinburgh, Lord Home on 8th, and his brother on the following day, 9th October, 1516, and their heads were affixed on the Tolbooth. As a specimen of the contempt which our older writers seem to have entertained for chronological accuracy, *Lesley* (p. 107.) mentions the 8th, *Buchanan* (xiv. 7.) says the 11th, and his authority is followed by *Crawford* in his *Officers of State* (p. 324.), &c., and *Sir James Balfour* (I. 245.) fixes the 26th day of October, 1516. *Pitscottie* and others do not mention any date. The Peerages follow *Lesley's* authority. See *Wood's Peerage*, I. 735, &c. Those who are most familiar with the Chronicles, will easily recollect more serious discrepancies in matters of much greater moment. On Jul. 21, 1520, George Home, brother to the deceased Lord, came to Edinburgh with a great company, and in presence of the Provost took down the heads of his two brothers from 'the Tolbuithe gavel, quhair thay war fixt with iron.' They returned on the 25th, and 'causit solempne funerall and obsequies be maid in the *Black Fryers*, for the saulis of the saidis *Lord Hume* and his bruder; quhairat thair wes greit offeringis and banquetis maid, and returnit hame to thair awin dwellingis.' *Lesley*, 116. See also these Extracts, Oct. 12, 1528. ⁵ Several other Remissions were granted for the same crime to persons of no note.

Castell of Lochmabane, with þe pertinentis, gevand him power, portaris, and gevillouris¹ to deput, &c.

Oct. 30.—Respitt to LAUCHELANE MAKINTOICHE, and to þe nowmer of xl perfonis with him, for all crimes and offensis committit be him or þe saidis perfonis; and to cum and commounne with the Gouvernour and Lordis of Counsaie, anent all materis he and pai hes ado; and to pas and repais one horsbak or one fute surelie, without harme, &c. To indure for þe space of xl dayis next eftir þe dait pairof.

Oct. 31.—Remission to ANDREW TOICHOCH (of Monyvaird?), Laird of the fourth part of the Lands of Maggye, specially named in the Signature of Remission of JAMES EARL OF ARRAN, Lord Hammiltoun, &c., for withholding and Detaining the Castle of Hammiltoun against THE REGENT'S authority, &c.

Eo die.—Remission, with consent of the Governor, and the Ratification of the three estates of Parliament, to THOMAS HUNTARE,² for art and part of Besieging and taking the Castle and Place of Glasgow, breaking and taking THE KING'S ARTILLERY, and warlike stores therein: AND for treasonable Convocation of the lieges, 'in feir of weir,' against the foresaid CASTLE AND TOWN OF GLASGOW, and THE LORD GOVERNOR, representing the person and authority of THE KING.

Nov. 8.—Respitt to WILLIAM ELWALD OF LARESTANIS (Laverockstanis), and seven others, and generalie to all vperis pair kinne and freindis of the Clannis and Surnames of Elwald, and als to þir vper perfonis pair kynnismen, &c. for quham pai war bundin and hes deliuerit plageis, viz. James Forestare and forty-seven others, for all maner of crimes of Tresounne, Slauchter, Reffus, Hereschippis, &c. For þe space of ane zere.³

Mar. 12, 1516-7.—Remission to ALEXANDER MAKLOID OF DUNVEGANE, and all his kinsmen, friends, and servants, &c. for their assistance and supply given to Donald of the Isles of Lochalch, knight, at the time of his being with ALEXANDER LORD HUME, in his treasonable deeds: AND for all other crimes, offences, and actions whatsoever, without any exception.

Eo die.—Remission to LAUHLAN MAKCLANE OF DOWART, Donald Makclane, Gillewin Maknele of Barra, Dulleife Makwidy of Vlva, Neill Makkynna of Moifnes, and Lauchlan Makclane of Argour, and all their Kinsmen, &c. in the same terms as above.

Mar. 14.—Remission to JOHN MAKCLANE OF LOCHBOY, and all his kinsmen, &c. as above. —On Mar. 8, he got a Gift of the rents and duties of THE KING'S lands of Tere, to be held by him during the office of THE GOVERNOR, for his good and faithful service done and to be done, and for inbringing THE KING'S Rents of the Southside of Ardmurche, excepting such lands as pertained to John Makeane of Ardnamurchane.

Apr. 8.—Respitt to ALEXANDER TROTTARE, and six others, for pair treffonable art, parte, and Assistance gevin be paim to vmq^{le} Alexander Lord Hume, his breper and complices, for treasonable Conspirationis contrare þe KING, his derrest coufing, Tutour and Governour, and his realme, and vperis pair evill dedis; and for all vperis treffonable actionis, &c. without exceptione. To indure for þe space of xix zeris.

Apr. 24.—Remission to SIR WILLIAM CUNNYNGHAME, KNT. MASTER OF GLENCARNE, son and heir apparent of Cuthbert Earl of Glencarne, and xxvij others, for the cruel Slaughtre of Mr Mathew Montgomery, Archibald Caldwell, and John Smyth, committed on forethought felony: AND for the Murting of John (Master of) Montgomery, son and heir apparent of Hugh Earl of Eglingtoun, &c.

¹ Jailers. O. Fr. *javilleur*.

² Many others got similar Remissions, &c. for the same crimes.

³ A great

number of NYKSOUNIS, HENDERSOUNIS, &c. got a similar Respice on Nov. 20, 1516.

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May 18.—Respitt to all and findry þe KINGIS LIEGIS of the Clannis and Surnamis of Armstrang and Talzour, and all pair kynnismenne, freindis and seruandis, and vperis dependand vpone paim of þe Clannis of Liddisdale, now duelland in the Debatable Land and Morddis, pat will deliuer to þe GOUERNOUR sufficient plegis to remane for gude reule, quhair pat falbe assignit: To indure for þe space of a zere next to cum.

Oct. 3.—Respitt to WILLIAME BORTHUIK OF CRUKSTOUNE for þe Slaughter of vmq^{le} Vchtred Kincaid. To indure quhill þe first day of Aprile nixt to cum.

Jul. 21, 1522.—Remission to WILLIAME COKBURNE, 'son and heir apparent'¹ of Williame C. of Langtoun, for art and part of the treasonable Slaughter of Sir Anthony Marrese de la Bastie, knt.,² GUARDIAN AND LIEUTENANT within the bounds of LOUTHIANE AND MERSE: AND for assisting the committers of the said Slaughter, after committing thereof: AND for absconding with them, 'red-hand:' AND for art and part of assisting vmq^{le} ALEXANDER LORD HUME, &c.

Oct. 23, 1523.—Remission to MR JAMES KYNNINMONT for the Slaughter of vmq^{le} Alexander Kincaid, &c.

Mar. 18, 1523-4.—Remission to John Retray of Leichehill, for the Slaughter of John Creichtoun of Inuernyte.

Sep. 6, 1524.—Lettre to ROBERT GIB of þe Gift of the Seruice of Steropmanschip³ to the King, during þe KINGIS will.

Sep. 11.—Letter to ROBERT LORD MAXWELL, and JAMES STEWART, brother germane to Andro Lord Avandale, 'at þe takin of our autoritie riall and gouernment of our realme apon our self,' makand þe said Robert Principale Capitane, and þe said James Principale Lieutenant, for all þe dais of þare lifis, of our Garde, Bande, and Cumpany of Wageouris,⁴ baith FUT-MEN and HORSE-MEN.

Nov. 14.—Respitt to JAMES TWEDY, sone and apperand aire to John Tuedy of Drummelzare, and to vperis xvij personis, for þe cruell Slaughter of vmq^{le} Johnne Lord Fleming, and tressonable Taking and Presounng of Malcome Maister of Fleming, his sone and are, þe Kingis fré man, in priuate Presoun: AND for Keif of certane gudis fra þame and þare seruandis, þe samyn tyme: For þe space of ane zeire to indure.

Nov. 22.—Lettre to ELIZABETHE LERMONTHE, þe relict of vmq^{le} MAISTER JAMES WISCHART OF PETTERROW, Clerk of Justiciarie and Advocate to þe KINGIS grace, and to þe said Elizabethe small faderles barnis, to help to put þame to proffitt, for þe said vmq^{le} Maister James gude and thankfull seruice done to þe KINGIS hienes, and his derrest moder, þe QUENIS grace, of the GIFT of the Mariage of Johnne Wischert, sone and are of þe said vmquhill Maister James; and failzeing of þe said Johnne be deces vnmarijt, þe mariage of ony vper are or aris, &c.

¹ These words are struck out of the Record. ² This French knight had been appointed Lieutenant and Warden of the East Borders on the execution of THE EARL OF HOME, which gave great offence to the Scottish nobility, who naturally felt jealous of the appointment of foreigners to offices of such distinction. In the absence of the Governor, in France, the Homes got up a mock Siege of the Castle of Langholm for the purpose of drawing out the Lieutenant. Their plot succeeded, for De la Bastie left Dunbar with a pretty strong force, but fell into the hands of David Home of Wedderburn, who surprised and killed him and four other Frenchmen, and affixed his head on the Tolbooth at DUNSE, on Sep. 19, 1517. See Lesley, p. 110; Balfour, i. 245; and Pitscottie, p. 307, which last author, in his usual quaint style, informs us, that 'being ane stranger, and not knowing the ground weill, he laired his hors in ane mos; and thair his enemies cam vpoun him, and slew and murdered him verrie vn timerly; and cutted aff his head and carried with thame. And it was said that he had long hair plett in his neck, quhill David Home of Wedderburne knitt to his saidle-bow and kept it.' The Scottish writers strangely disfigure the name of this distinguished individual. He is called Bawty, De la Beauté, Bautie, and finally, old Pitscottie distances them all, by dubbing him TILLIBATIE! ³ Stirrup-holder. ⁴ Hired or waged soldiers; troops serving for pay.

Nov. 22, 1525.—Precept of a Letter to NICHOLAS CRAUFURD OF OXINGANGIS, making him Justice Clerk.

Feb. 21. 1525-6.—Remission to JOHN KEITH OF RAVYNNISCRAIG, and Thomas Dalgarnoch, for their treasonably *Abiding* from THE KING'S Armies at *Flodounne, Werk, and Sulway*: AND for art and part of the *Slaughter* of Gawin Murray, Andrew Stratoun, William Forbes, and John Smythfloun, &c.

May 12, 1526.—Respett to ALEXANDER HOPPRINGILL OF BURNHOUS, John H. of pat Ilk, James and George, sones to pe said Alexander, James H. in Newbotill, and Charles Murray, for pe *Slaughter* of vmq^{le} Williame Thomesone: For xix 3eris.

May 30.—Respett to JOHN MURRAY OF STROWANE, Dauid his broder, Jone sone of Patrik M. in Dunfally, Andro M. of Abirochill, Williame M. son of vmq^{le} Alex. M., Johne M. son of Dauid of Lochland, and Johne Moyll 3oungar, for pe *Slaughteris* of vmq^{le} Newin Dewar and Dauid Phillane; For pe space of xix 3eris.

May 31.—Respett to CHARLIS LOWRY for pe *Slaughter* of vmq^{le} *Waltir Newlandis* of that Ilk, &c.: For pe space of xix 3eris.

Jun. 6.—Respit to JAMES TUEDY, sone and apperand air of Johne Tuedy of Drummelzar, Johne pe Vaiche of Kingfide, James Tuedy of Kirkhall, David Newtoun of Michellhill, Williame Portuise of Glenkirk, and twelve others, for pe *Slaughter* of vmq^{le} *John Lord Flemyng*, committit apone forethocht felony: For xix 3eris. (*At Striueling.*)

Jul. 11.—Respett to JOHNE LOGANE OF BALUEY, Walter his sone and apperand aire, Robert L. also his sone, and seven others, for pair treffonable *Assegging*, taking and withhalding of pe KINGIS *Castell and fortalice* of *Dumbertane* fra his servandis, Keparis pairof, &c.: For pe space of xix 3eris.

Eo die.—Respitt to GEORGE BUCHQUHANNANE OF PAT ILK, and xxij vperis, extract furth of pe Respitt of JOHNE ERLE OF LEVINAX for his treffonabill *Assegging*, taking and withhalding of our souerane lordis *Castle and Fortalice* of *Dumbertene* fra his seruandis, Keparis pairof.

Eo die.—Respitt to (SCHIR) JOHNNE COLQUHONE OF LUCE, knyght, and Patrik Colquhone, for the same crimes.

Jun. 18.—Respitt to GILBERT ERLE OF CASSILIS, Lord Kennedy, &c., James and Thomas K. his brethir, Hew K. of Girvenmanys, John, George, and Alexander his brethir, Dauid Kennedy, eme¹ to pe said Erle, James K. of Knokdone, Johne K. of Giltre, Patrik Ahannay of Sorby, Berthilmo Craufurd of Kerse, Robert, and Duncane his bruper, Williame Cunynghame of Boquhanne, Robert Grayme of Knokdoleane, Gilbert his bruper, Johne Kennedy of Culzane, Gilbert K. of Balmaclannoch,² Johne Bard of Kilhenze, Patrik Muir of Cloncard, Johne Muir of Auchindrane, John Muir his man, John Muir of Wodland, Thomas Corry of Kelwod, Thomas his sone, Richert Makgee of Myrtoun, Thomas Dauidfone of Grenane, Thomas his sone, Johne Eklis of pat Ilk, James M^ccrynne of Barneile, James Muir of Byngart, James Blair of Midill Auchindrane, Alexander M^cdouell, Tutour of Garthlon, John Kennedy of Benone, Johne Ross of Drumgrange, Gilbert Kennedy, pe Proveftis sone, Fergus Makdowell of Freuche, and *two hundred and thirty-three* others, for pe *Tresonable Slaughter* of umq^{le} *Cornelius de Machetema, Ducheman*,³ in pe tyme of pe seit of our PARLIAMENT; and for all cryme and actione pat may follow pairupoun: AND for pe *Slaughter* of umq^{le} Martyne Kennedy, and Gilbert Makilwraithe: AND for pe *Intercommonyng* with our *Rebellis* being at our horne, &c. to pe dait heirof. For xix 3eris to indure.

¹ Uncle.² Balmaclannochan.³ See Jul. 17 following.

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Jun. 19.—Remission to ROBERT BERTOUNE of Ouer Berntoune for his treasonable absence from THE KING'S ARMY with JAMES EARL OF ARRAN, for recovery of the Castles of Hume and Wedderburne. AND for his absence from the Army with THE KING and ARCHIBALD EARL OF ANGUS for taking the House of Colbrandispethe, &c.

Jun. 20.—Precept of Remission to SIR PATRICK HEPBURNE OF WAUCHTOUNE, KN^T, Patrick Quhitlaw of that Ilk, John Hepburne of West Fortoun, William H. of Crag, Mr John H. and four others, and James Wawane of Stevinstoune for their treasonable art and part and Assistance given to umq^{le} David Hume of Wedderburne, his brothers, and accomplices.

Jun. 22.—Precept of a Letter of Confirmation to ROBERT LORD MAXWELL, of the Offices of Stewardry of Annandervale and Kirkcudbright, and the Keepership of the Castles of Lochmabane and Troff; with the lands, fees, &c. thereto belonging.

Jun. 25.—Respet to JAMES DOWGLAS OF DRUMLANRIG, James Gordoune of Lochinver, and xxxvij vperis, pair kynnismen, freindis, and seruandis, for arte, parte, and Assistance given to Alexander Forester, and vperis his complices, Theffis and Tratouris duelland apone Lebin, in pair treffonable dedis: AND for pe Slauchter of Thomas Maclellane of Bomby,¹ committit apone forthocht felony, within the Town of Edinburghe, &c.: For xix zeris.

Eo die.—Letter of Gift of pe Eschete of pe above personis to James Maitland of Auchingaffill and Michell Makquhan, burges of Edinburghe, coiunctlie and feueralie.

Jun. 28.—Remission to THOMAS SINCLAR and John Hume, BAILIES OF HADINGTOUNE, and generally, the Council and community, &c. thereof, for their treasonable art, part and assistance given by them to umq^{le} David Hume of Wedderburne, his brothers and accomplices, &c.

Eo die.—Respett to ROBERT LAWDER OF pe BASSE for his treasonable assisting and manteinyng of vmq^{le} David Hume of Wedderburne, being convict of Tresone, pe Kingis Rebell, &c.: AND gevand full Licence to pe said Robert to remane at hame fra all Parliamentis, &c. and to pass in pe pairtis bezond Sey, owper be sey or land, ony space and tyme he plesis: For nyne zeris, &c.

Jul. 1.—Respet to JAMES ERLE OF ARANE, HEW ERLE OF EGLINTOUNE, ANDRO LORD AVANDALE, HEW CAMPBELL OF LOWDOUNE, WILLIAM WALLACE, TUTOUR OF CRAGY, and JAMES HAMMYLTOUNE OF FYNNART, knyght, with mony vperis to pe nowmer of V^m or Vj^m 2 fa mony as pe said Erle of Arane will verify, be his hand write, and mak faithe pairupoune, pertenis, or ar menne or seruandes to him or paim, ffor pe tressonable arraying of Batell, Insurrectione, and Feslding aganis John Duke of Albany, &c. Tutour to pe Kingis grace, Protectour and Gouvernour of his realme, cummand with pe KINGIS auctorite, and his BANER being displayit for pe tym, at Killycrochill, hesyde Glasgw; and for all cryme pat may follow pairupoune: AND for all vper Tresonis, Slauchteris, &c. in ony tyme bigane, Tresone in pe Kingis persone, and arte and part of pe Slauchter of vmquhile Edward Cunynghame of Auchinbarby alanerlie except. For pe space of xix zeris.

Jul. 2.—Remission to SIR JAMES SANDELANDIS OF CALDOR, kn^t, Robert Bruce of Auchinbowy, Richard Grahame, and twelve others, for the cruel Slaughtre of James Somerisle, committit on forethought felony.

Jul. 9.—Remission to JOHN HALKHEDE OF PETFURANE, Charles Denneftoune, William Spittall of Lewquhat, and twenty others, for the Slaughtre of John Greff, committed on 'fuddantie.'

¹ Sir James Balfour says that he was slain by Sir John Campbell (of Calder); which person Lesley confounds with the Laird of 'Macclane' (Maclellane.) *Annales*, I, 258. *Lesley*, p. 136. See also these Extracts, Nov. 12, 1529.

² Five thousand or six thousand.

Jul. 16.—Respitt to CUTHBERT ERLE OF GLENCAIRNE, Williame, Maister pairof, James C. his broder, Robert C. of Aikheid, Robert Boyd of Portincorfe, Robert C. young Lard of Watterstoune, Williame C. of Polquharne, John C. of Caprintoune, Alexander C. of Laiglane, Edward Mure of Middiltoune, David C. of Bertaneholme, Williame C. of Craiganis, Williame C. of Cunynghameheid, Mungo Mure of Rowallane, Williame C. of Glengarnok, and Robert Boyd in Kilmernok, for pair trefonable art and part of **Assegeing of pe Castell of Striueling**, in company with **JOHNE DUKE OF ALBANY**, pan Gouvernor of pis realme, pe **KINGIS** maist noble persone being pairin, in his tendir aige: **AND** for pair trefonable intrometting with pe **KINGIS** persone at pat tyme, in company with pe said **Johne Duke of Albany**, his Tutour, he being immediatlie to succede to him,¹ and nocht able² be pe law, to have his persone in keping: And for pair trefonable arraying of ane **Feld and Battale** aganis pe said **Johne Duke of Albany**, his Tutour, Protectour, and Governour of his realme, and presentand his person, at **Kittycorshill besyde Glasgw**: And for pair trefonable **Assegeing**, taking, and Withhalding of his **Castell of Dunbertane** fra his grace and his seruandis, keparis pairof. **AND** for all vperis crymes of Trefone, Lese-maiestie, actionis, transgressionis, crymes and offensis quhatsumeuer, committit or done be pe saidis personis, or ony of paim, in ony tym bigane, vnto pe day of pe dait heirof, without ony exceptione. For pe space of xix zeris.

Jul. 17.—Respitt to WILLIAM LORD SYMPLE, ROBERT MAISTER SYMPLE, Daid and Williame, sonnis to pe said Lord, Gabriell his brother, Johne S. in Auchinlodmont, Johne his sone, Johne S. of Brigend, Robert S., Williame Fleming young Lard of Baruchane, and Johne Tyndale of pe Laughe, and thirteen others, for pe trefonable **Slauchter of Cornelius de Mlachetema, Bucheman**,³ at pe Tolbuthe of Edr, in tyme of PARLIAMENT, &c. For pe space of xix zeris.

Jul. 22.—Remission to ROBERT GENTILMAN and three others, for trefonably fortifying and detaining the **Castle of Striueling**, after THE KING had summoned it to be delivered up by his HERALD, he being personally present to receive the said Castle, &c. (*Apud Jedburghe.*)

Jul. 31.—Respit to DAVID SPOTTISWOD for pe trefonable **Conbocatione** of our souerane lordis liegis, and vperis Rebellis, **Tratouris and Inglismen**; Ridand throw pe realme; **Segeand the Castell of Striueling** and **Palace of Linlithgw**; arrayand **Battell** aganis JAMES ERLE OF ARRANE, ane of pe REGENTIS of pe realme, &c.

Aug. 2.—Letter to JAMES EARL OF MORAY, making him **Lieutenant General of the Northern parts of the kingdom**, viz. THE SHIRES OF ABIRDENE, KYNCARDIN, BANF, ELGIN, FORESE, NARNE, INUERNYS, and all other bounds from THE NORTH WATER to WYK in Cathnes. For five years; and farther at the King's pleasure.

Aug. 6.—Respit to JOHNE LINDESAY OF COLBYNTOUNE, Rolland L. his broder, and four others, for pair trefonable **Resset and Intercommonyng** with ROBERT FORESTAR and vperis, **Rebellis and Tratouris**, **duelland vponne Leuin**, in pair trefonabill dedis: **AND** for pe cruell **Slauchter of Williame Weir of Stanebyris**, committit be way of Murthir, vndir fylence of nycht, in pe Channone-gate of Edr.: **ATTOUR** Respittis generally all his liegis and subditis pat hes ony wise **Reffet** or **Intercommonit** with pe said Johne and his complicis, pai being his Rebellis and at his horne. For xix zeris.—**AND** with command to pe Scheref of Lanerk, &c. to relax pe said Johne, &c. fra pe process of pe horne, and reffave paim to pe peax, and gif paim pe wand pairof,⁴ &c.

Aug. 8.—Remission to JAMES EARL OF MORAY, Mr Mowat of Buchquhelly, Nicholas Rofs, son of John Rofs of Auchlossin, and eight others, for art and part of the **Inbasion and taking of**

¹ Being the person next in succession to the Crown.

² Lat. *habilis*, viz. being unfit; incapacitated.

³ See

Jun. 18, 1526, of these Extracts, Vol. I, p. * 236.

⁴ For an explanation of that ceremony, see this Collection of Trials, Oct. 11, 1531, *Notice*; Jul. 23, 1566, *Note*; and Nov. 18, 1511.

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umq^{le} **Alexander Earl of Huntly**, THE KING'S LIEUTENANT, within the Burgh of Perth, in company with umq^{le} **WILLIAM ERLE OF ERROL**, &c.

Aug. 16.—Respet to **MALCOLM LORD FLEMING**, James Murray of Fawlohill, Gilbert Broune of Thrapland, Andro Broune of Hartre, Richard B. of Cultermanis, Patrik Portuise of Halkschaw, Walter Hunter of Polmude, Robert his broder, Thomas Kincaid of pat Ilk, James Kincaid pe Lard of Crympcramp, Robert K., Johne Murray of Lewinshope, William M. of Sundhope, Johne M. pe *gryse*, William Boyd of Bathinheucht, Robert his broder, Williame Carwod of pat Ilk, Williame Murray of Romannos, James Sandelandis of Boyll, and sixty others, ffor pair **tresonable Intercommonynge** with *Alexander Forester*, *Jonkin Storie*, and vperis pair complices, **Inglishmen and Tratouris**, duelland vpon **Lebline**; and **Resset** of paim within pe realme, in tyme of **Ueir**, in tresonable wyfe. For pe space of xix zenis.

Aug. 17.—Commission of Justiciary to **ROBERT LORD MAXWELL**, constituting him **Justiciar** within the limits of his Office of Warden of the **West Marches**: For five years; and farther at THE KING'S pleasure.

Sep. 5.—Remission to **WILLIAM EARL OF MONTROSE**, and xxix others, for art and part of the **Slaughter of Charles Murray**, and others slain in his company.

Oct. 18.—Respet to **ROBERT STEWART OF MYNTO** for his being with vmquhile **JOHNE ERLE OF LEUNAX** in pe **Feld of Linlithgow**.

Oct. 19.—Remission to **NICHOLAS RAMSAY OF DALHOUSY** for the **Slaughter of George Ramsay his brother**; committed upon 'fuddantie.'

Oct. 25.—**REX**, We promitt faithfullie, be pir our Lettres to our louit familiar **ARCHEBALD DOWGLAS**,¹ our Thesaurer, for his gude and thankfull seruice done to ws, that quhat tyme and how sone **JOHNE LORD LINDESAY**, now being vnder summondis at oure instance, for poyntis of Tresoune imput to him, beis convict pairof, and Dome of Forfaltour gevin vpon him, his landis and gudis, that we fall pan incontinent gyff to pe said Archibald, his airris and assignayis, our hale **Escheit of the said Johne Lord Lyndesays landis and gudis**; and fall infest pe said Archibald, his airris and assignayis, heretabillie, in all landis and annuellis with pair pertinentis haldin be pe said Johne of ws immediatlie; and fall present pe said Archibald in tenent heritable to pe said Johnnis vper oure-lordis,² now haldin be him of pame, and fall mak him be infest of pe samyn; and fall mak him alfua be anfuert of our escheit of all pe said Johnnis movable guidis, takkis, steidingis, obligationis, and vperis quhatsum-euer: And pan as now, and now as pan, We gyf be thir presentis to pe said Archibald, his airris and assignayis, oure haill escheit of pe said Johnnis landis and gudis to be disponit at pair plesoure, in cace pe said Johne beis fforfalt, as said is. **GEVIN** vndir our Priue Sele, and subscriuit with our hand, At Edinburghe, pe xxv day of October, and of our regne pe xiiij zeir. [JAMES R.]

Oct. 28.—Remission to **DAVID DOUGLAS OF PETTINDREICHE** and fifteen others for their **treasonable Resetting** and Intercommuning with **Duncan Cumpn** and his complices, Rebels and at the horn, &c.

Dec. 27.—Remission to **ADAM LINDESAY OF DOWHILL** for **High Treason** committed by him, by his persuation, labour, care, and diligence to take the King and his deceased brother the **Duke of Ross furth of the Castle of Stirling**, where he had been placed with the advice and consent of his Tutor John Duke of Albany and the three Estates of the realm: AND for treasonable **Conuocation** with **David Hume of Wedderburne**, his brothers, and their accomplices, Rebels and at the horn, &c.

¹ The noted Sir Archibald Douglas of Kilspindie, Lord Provost of Edinburgh, &c. For some notices of this remarkable person, who the King, in his youth, called his '*Grey-steill*,' see Vol. I, p. * 195. Reference may also be made for Hume of *Godscroft's History*.

² Over-lords, superiors.

Jan. 10, 1526-7.—Remission to DAVID BALFOUR OF BURLIE and xv others for their treasonable art and part of *Preparing, &c. the Field of Battle near Linlithgow.*

Jan. 19.—Remission to PATRICK OGILUY OF INCHEMERTINE and xvj others for being with unq^{le} *David Hume of Wedderburne, &c. (Apud S. Andream.)*

Eo die.—Remission to ALAN JAMESON, for *Abiding* from THE KING'S ARMY with THE GOVERNOR, at *Dunglas, Bonkell, and other parts in the Merse.*

Jan. 20.—Remission to THE BAILIES AND COMMUNITY OF DUNDEE for *Intercommuning* with Andrew Cariageman, David Blantire, and other *Rebels*: AND for the *Slaughter* of Gilbert Lindefay.

Jan. 24.—Remission to WILLIAM MASTER OF RUTHUENE and five others for treasonably *Besieging the Castle of Rothissay and Burning the town of Bute. (Apud Balmerinoch.)*

Jan. 28.—Remission to WALTER BONAR OF KELTY, and two others, for *forethought felony and Oppression* done by them to ANDREW ROLLOK OF DUNCROWB and others his accomplices, in coming to the Parish Kirk of Dunnyne, and for *Murting* Gothrey Wilfoune, at the same time.

Jan. 30.—Remission to JOHN OGILUIE OF INNERQUHARITE and xvij others for *Abiding* from the *Raid* at *Werk. (Apud Perth.)*

Jan. 31.—Respitt to PATRIK BUCHQUHANNANE, Walteris son, Duncane B. Walteris sone, Alex. B. Patrikis son, Johne Makintailzour, Patrik B. Johnnis son, Patrik B. Johnne Walteris sone, Johne Malcome of Lanyis son, and five others, for *pare treasonabill art, part, and assistance* gevin be pame to George Buchqubannane and Robert B. and vperis *pare complices, our Rebells*, being at our horne, in *pare tresonabill dedis*: AND for *pe tresonabill rasing of fyre* in *pe landis of Arrouchgubir*, *pertenying to M^cFarlane*: AND for *pe crewall Slauchter* of Johne Laurencesone and certane vperis being with him in his cumpany, *committit apoune forthocht felony* within *pe Toune of Toughe*: AND for *pe Reiff, Spullzie, and Weryng* of *pe said Toune of Toughe* *pat samyne tyme, &c.*: For xix *zeris. (Apud Perth.)*

Mar. 1.—Lettre to PATRIK SINCLARE, makand him *Maister of Hunting* to the King; and gevand him *pairfore, zeirlye, pe soume* of xl li.

Feb. 5.—Remission THE PROVOST, BAILIES, AND COMMUNITY OF PERTH, for art and part of the *Burning of the Place and houses of Cragg, &c.*

Apr. 11, 1527.—Respitt to JAMES HAMMILTOUN OF INNERWIK, Johne of Newtoun, and four others, for *pair tresonable Arraying of Batell* aganis *pe GOUVERNOUR*, at *Kitticroce-hill* beside GLASQW.

Apr. 17.—Remission to JAMES STEWART OF TWEDY for art and part of preparing the *Field of Battle* near *Linlithgow.*

Apr. 23.—Lettre to ROBERT LORD MAXWELL, now being WARDANE OF *pe WEST MARCHIS*, gevand him full power within *pe boundis* of his Wardanry to *tak Inquisitioune* *vpone Thist*, *Reffett* of Thevis, *Slauchter*, with all *vpir poyntis* concernyng his poware of WARDANRY, during all *pe tyme* *pairof, &c.*

Apr. 30.—Lettre to (SCHIR) JAMES SANDELANDIS OF CALDOR, kny^t, Ratifiand *pe Licence* gevin to him afore to *pafs* for *pe completing* of his *Pilgrimage* at *Rome*: And ratifiand *ficlike* *pe dispositioun* maid be him of his sonis *Mariage, &c.*

May 2.—Respitt to ANDRO GALBRAYTH OF CULCREUCHE and xlvj vperis, for *pair tresonable cuming* aganis *pe KING* in array of *Batell* beside *Linlithgow.*

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May 14.—Respett to **JOHNE DAUIDSONE**, burgeſe of Edinburghe, for **halding furthe of James Erle of Arane at the Rethir-Bow** (Port, of EDINBURGH.)

Eo die.—Remiſſion, **WILLIAM LEVINGSTOUNE OF KILSYTHE**, for his treaſonably coming againſt **John Duke of Albany**, THE KING'S TUTOR, and againſt the Royal authority, at **Kittercors-hill**, near **Glasgow**, his Maſteſty's STANDARD being diſplayed, &c. (*Apud Striuling.*)

May 16.—Respett to (SCHIR) **WILLIAME SINCLARE OF ROSLING**, kn^t and viij vperis, for pare treſonable **Remaning fra Sulway**.

May 18.—Respet to **HENRY CONGILTOUNE OF PAT ILK** and xvij vperis, for art, part, and Aſſiſtance gevin be pame to **George Lord Hume**, &c. (*At Dalkeith.*)

May 20.—Remiſſion to **WILLIAM GRAHAM, MASTER OF MENTEITHE**, for his treaſonably **Abiding from the Army at Sulway**, &c. (*Apud Striuling.*)

May 22.—Lettre to (SCHIR) **JAMES HAMILTOUNE OF FYNNART**, knicht, makand him **Capitane of the Caſtell of Dumbartane**, for ix 3eris.

May 22 and 27.—Lettre to **ANDRO LORD AVANDALE**, in double forme, of pe **Keeping of the Caſtell of Dumbartane**; ane of paim for pe ſpace of nyne 3eris, and ane vper for pe ſpace of xix 3eris.

May 23.—Respett to **WILLIAM BORTHUIK OF CRUKESTOUNE**, for art and part of pe **Slauchter of Vthred Kincaid**.

May 25.—Respett to **WILLIAME CUNYNBURGHE OF SKOWLAG**, for art and part of pe treaſonable **Arraying of ane Field and Batell** agane pe KING, beſide **Linlithgow**.

May 28.—Respet to **ANDRO HERIOT OF TRABROUNE**, and xiiij vperis, for pe ſamyn actione, &c.

Eo die.—Respet to **WILLIAM DOUGLAS OF QUHITTINGHAME**, and xiiij vperis, for pe ſaid actione, &c.

May 31.—Remiſſion to **JAMES RAMSAY OF COKPENNE**, for treaſonably **Intercommuning with George Lord Hume** and his accomplices.

Eo die.—Respet to **PATRIK HALIDAY**, in pe Barony of **Cambusnethane**, for pe treſſonable **Reſetting of vmq^{le} Thomas Hammiltoun**, alias *Vnſanit*: For xix 3eris.

Jun. 1.—Lettre to **HECTOUR MAKGILLEON OF DOWARD**, ſone and air of vmq^{le} **Lauchlane M. of Doward**, chargeing pe **SCHEREF OF INUERNES** and his deputis and officiaries of pe King to command **Colyne Erle of Ergyle**, Sir **Johne Campbell of Calder**, kn^t, his broper, pair complices, &c., pat pai mak na Oifting, Conuocation of pe KINGIS liegis, or Invaſioun apone pe ſaid Hectour, his kynne, freyndis, and ſeruandis.

Jun. 2.—Respet to **EDMOND RUTHIRFURDE OF AUCHINGORTHE**, and Johne his ſone, for pe **Rebiſing¹ of Helene Murray**, committit be pe ſpace of viij 3eris ſyne: To endure for nyne 3eris.

Jun. 15.—Respet to **ALEXANDER CAMPBELL OF BLAIRSKEITHE**, for pe art, part, and aſſiſtence gevin be him to **JAMES ERLE OF ARANE** and vmq^{le} **JOHNE ERLE OF LENNAX**, in **Arraying of Batell** agane **John Duke of Albany**, &c.

Aug. 14.—Respet to **JOHNE BANNATYNE OF CORHOUS**, and lxiiij vtheris, for pe **Mutilatione of Walter Weir**, committit vpone ſudandtie.

¹ Forcible abduction. Rape or Ravishing, in the modern acceptation, was then termed 'FORCEING.'

Nov. 28.—Remission to WILLIAM BORTHUIK, in Johnestoune, and ix others, for treasonably **Intercommunung with and assisting** THE KING'S **Rebels, Thiebes, and Traitors**, affording them meat and drink, &c.: For one year.

Eo die.—Remission, THOMAS MASTER OF BORTHUIK, and ij others, for the same crimes.

Dec. 6.—Remission to SIR WILLIAM SINCLAR OF ROSLING, kn^t, for treasonably **Abiding from the Army at Sulway**.

Dec. 12.—Respet to ALEXANDER MURE, and four vperis, for pair trefonable Remaning and **Byding fra the Oist and Army of Sulway**: For xix zenis.

Dec. 22.—Lettre to GILBERT ERLE OF CASSILLIS, of all his movable gudis pertening to pe KINGIS grace, as his eschete, throw committing of **Willfull Errour in the serbing of ane Breiff**, purchest be Williame Cunynghame of Langlane, apone pe landis of Knokgulgane, &c.

Feb. 3.—Remission to GILBERT TURING OF FOVERNE, and xj others; Alex^r Leslie, sone of the Laird of Petnamwne, Thomas Reid of Collestoune, James Creichtoune of Frendraucht, and xxj others; Patrick Chene of Effilmont, and xv others; John Forbes of Petslego, William Hay of Laik, and xiiij others; Gilbert Dalgarno of Garnostoune, Gilbert Gray of Scheves; James Johnstoune of that Ilk, George Gordoune of Geicht, and iiij others; Alexander Crag of Cragfintray, &c. &c., for **Abiding from the Armies at Sulway and Merk**. (*Apud Abirdene.*)

Feb. 7, 1527-8.—Remission to THE PROVOST, Bailies, community, burgeses paying 'scot and lot,' and their servants, actually residing within THE BURGH OF ABIRDENE and burgh marches thereof, for their treasonably **Abiding from the Armies of Sulway and Merk**, and other Raids. (*Apud Abirdene.*)

Mar. 31, 1528.—Remission to ALEXANDER DRUMMOND, formerly of CARNOK, and Alex. D. his servant, for treasonable **Assistance** given to **Archibald**, formerly **Earl of Angus**, his brother and uncle, &c.: AND for treasonably **Revealing the King's secrets**.

May 26.—Respitt to ANDRO HEREIS, bruper to WILLIAME LORD HEREIS, Andro Cotwart, William Carleill, and James Hereis, for pe trefsonabill **Raising of Fyre** within pe realme, **Birnyng of pe Peile of Knokschenech**: **Slauchter** of vmq^{le} Patrik Hereis: And **Intercommonyng with Inglismen**, in tyme of Weir: For xix zenis.

Jul. 1.—Remission to HUGH CAMPBELL (OF LOUDOUNE) SHERIFF OF ARE, and xxxij others, for their treasonably coming against THE KING in '**Arrayit Battell**,' near the burgh of **Linlithgw**, on Sep. 3, 1526: AND for treasonably **Abiding from the King's Armies at Sulway and Merk**: AND for art and part of the **Slaughter of Gilbert, Earl of Cassillis**.¹ (*Apud Striuling.*)

Eo die.—Remission to JOHN CRAUFURD OF DRONGANE, George Campbell of Glasnok, David Cathcart of Douchray, and John Clerk, for the same crimes.

Oct. 12.—Remission to WILLIAM COKBURNE and three others, for treasonably **Resetting and Intercommunung** with Patrick Cokburne of Newbiggin, his brothers and servants.

Eo die.—Remission to ROBERT HAIG OF BEMERSYDE and John Atkinfoune, for their treasonably **Besieging the Castle of Stirling and Palace of Linlithgw**.²

Eo die.—Remission to GEORGE COWPAR, for the treasonable **Conbocation** of the lieges with his Rebels and Traitors, and the **English**, riding through the kingdom of Scotland in hostile manner,

¹ See *Historie of the Kennedies*; Edin. Quarto, 1830. *Leslie, Balfour's Annals, Pinkerton, &c.*
Extracts, Jul. 31, 1536. Numerous other entries occur in other parts of this Collection.

² See these

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and Besieging the Castle of Strivling and Palace of Linlithgow, and Waging War against James Earl of Arran: AND for treasonably taking down the heads of Alexander Earl of Home, and Mr William Home, his brother, from the Tolbooth of the Burgh of Edinburgh, &c.¹

Oct. 28.—‘Respitt and Saufgarde’ to ‘SCHIR JOHNE CAMPBELL OF LUNDY, kn^t, Johne his sone and apperand air, Finlay C. of Corfwell, Johnne M^cgilhauche his gudbruer,² &c., and pare men, tennentis, &c.,’ because he was ‘now to pass in our Ambassate and seruice to pe partis of Flan^deris.’ (*At Sanct Androis.*)

Dec. 1.—Remission to ANDREW SIBBALD and Williame Robertfoune, for treasonably Abiding from THE KING’S Army for Besieging the Castle of Temptalloune.

Dec. 28.—Respitt to JOHNNE DUNLOP, for his treasonable art, parte, and Assistance gevin be him to Archibald, sumtyme Erle of Anguse, his broper and eme,³ and pare complicitis.

Jan. 4, 1528-9.—Remission to GEORGE LORD SEYTOUNE and vj others, for their treasonably abiding from THE KING’S Army at Sulway.

Mar. 3.—Remission to SIR WALTER SCOTT OF BRANXHELME, kn^t, for his treasonably breaking Ward from the Castle of Blakness.

Mar. 8.—Remission to WILLIAM CARMICHAELL OF THAT ILK and three others, for art, part, and Assistance given to Archibald, late Earl of Angus, his brother and uncle, &c.

Apr. 4, 1529.—Respitt to HECTOURE MAKINTOSCHE, CAPITANE OF CLANQUHATTANE, and Alane Keire, for pe trefonable art, part, and Assistance gevin be pame to Archibald, sumtyme Erle of Angus, his broper, and eme, &c.

Apr. 6.—Remission to PATRICK HEPBURNE, MASTER OF HALIS, for treasonable Assistance giben to George Lord Hume, and David Hume of Wedderburne, his brother, &c.

Eo die.—Remission to JAMES EDINGTOUNE, and x others, extracted from the Signature of Remission of PATRICK EARL OF BOITHUILE, for their treasonably assisting George Lord Hume and umq^{le} David Hume of Weddirburne, his brothers and accomplices, being THE KING’S Rebels, and at his horn.

Eo die.—Precepts of Remissions were also granted to MR WILLIAM BROUNE, TUTOUR OF COLSTOUNE, and four others, and to George Fawfide of that Ilk, for the same crime.

Apr. 7.—Remission to WILLIAM DOUGLAS OF QUHITTINGHAME and James D. his servant, for treasonably Intercommunung, refetting, and affisting Archibald, late Earl of Angus, George D. his brother, and Archibald their uncle.

Eo die.—Remission to ROBERT LAUDER OF BASS, and xj others, for the same crimes.

Eo die.—Remission to THE BURGH OF DUNBAR, for the same crimes.

Apr. 8.—Remissions to JOHN LORD HAY OF ZESTER, and iiij others, and to William Hay of Tallo, for the above crimes.

Apr. 27.—Remission to MR JOHN BANNATYNE and William Flemyng, his servant, for their treasonable Assistance given to Archibald, formerly Earl of Angus, George his brother, and Archibald his uncle, and their accomplices, &c. (*Apud Strivling.*)

Jun. 3.—Remission to PATRICK HUME, brother-german of Alexander Hume, Tutor of Weddirburne, for all crimes committed prior to this date, High Treason only excepted. (*Apud Hadingtoun.*)

¹ See these Extracts, Oct. 27, 1516, *Note*.

² Brother-in-law.

³ Uncle.

Eo die.—Respitt to JAMES LORD OGILUY OF ERLIE and xxxiiij vper personis, for art and part of pe **Slauchter** of vmq^{le} David Skeppar : For xix 3eris.

Jun. 11.—Respitt to HEW KENNEDY OF GIRVANEMANYIS, for his treasonable art, parte, and assistance gevin be him to Archibald, sumtyme Erle of Anguse, his eme and broper, and pare complices: To indure for pe space of five 3eris; swa pat¹ pe said Hew pas in Fraunce, within twa monethis, and pare remane at his grace plesour. (*At Jedburghe.*)

Jun. 12.—Respitt to JOHNE MAILUILE, Robert Clerk, and Schir Thomas Thomfoune, for art and part of pe **Slauchteris** of vmq^{le} Johnne Wallanche² of Petteby, Andro Traill, and Alexander Wemys; committit vpoune auld ffeid and foirthocht felony: For xix 3eris. (*At Jedburghe.*)

Jun. 22.—Respitt to MATHEW HAMMILTOUNE, sone to Robert H. in Mylneburne, and Duncane Dundas, bruper-germane to James D. of Newlistoune, for art and part of pe **Slauchter** of vmq^{le} Adam Nisbet of that ilk, &c.

Aug. 5.—Respitt to JAMES GRANT OF FREUCHY, his kynnismen and seruandis being in his cumpany; to pat effect, pat he may cum to OUR SOUERANE LORD, and commoun with him and his THESAURER, and mak waís for outred and payment of his faderis dettis, and sovmes of money qubilkis he restit awand to our souerane lord: For pe space of tua monethis nixt eftir his cuming. (*At Striuling.*)

Sept. 20.—Letter of Licence to DAME JONET DOUGLAS LADY GLAMMIS,³ and PATRICK CHARTERIS OF CUTHILGURDY to pass to the pairtis beyond sey, in their Pilgramage, and vtheris leiffull besynes, &c.

Oct. 28.—Letter constituting ARCHIBALD EARL OF ERGYLE Justice General, within the whole realm of Scotland, and Master of the King's Household; for life. (*Apud Drumfreise.*)

Oct. 30.—Remission to NINIAN CREICHTOUNE OF BELLEBOCHT, for treasonably Abiding from the Army at Sulway; and for all other crimes, Treason, &c., committed within one year last past being only excepted. (*Apud Drumfreise.*)

Nov. 6.—Respitt to JOHNE GRAHAME, within pe scherefdom of Lanark, for pe **Slauchter** of vmq^{le} James Lebingsstoune of Belstane: To indure vnto pe xxv day of December nixt to cum.

Nov. 8.—Remission to SYMON JOHNSTOUNE OF POWDENE, for all crimes before this date, Treason, &c. excepted. (*Apud Drumfreise.*)

Nov. 12.—Remission to JAMES GORDOUNE OF LOCHINVER, and xxxix others, for the cruel **Slaught**er of Thomas Makclellane of Bombe.⁴ (*Apud Quhithorne.*)

Dec. 1.—Remission to HENRY M^cCULLOCHE OF KILASERE, for the **Slaught**er of Andrew M^ccalloune: AND for trefonably abiding from the Army of Tamtalloun, &c. (*Apud Wigtoune.*)

Dec. 6.—Remission to HERBERT MURRAY, uncle of the Laird of Brochtoun, for Abiding from the Army of Tamtalloun. (*Apud Wigtoune.*)

Jan. 11, 1529-30.—Precept of Remission to PATRICK CULQUHONE, son of Robert C. of Camstredane, for the **Slaught**er of Duncan M^cAlester M^cGibboune, &c.

Jan 12.—Respitt to JAMES EDMONSTOUNE OF DUNTREITHE, and ix vperis, for Abiding from the Gist and Army of Temptalloune, &c.

¹ Provided; or, on condition that. ² Vallance. ³ See her Trial, Jul. 17, 1537, I, * 187, &c. ⁴ Bomby. See these Extracts, Jun. 25, 1526, and other parts of this Collection.

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Feb. 2.—Respitt to ALLANE STEWART in Kirktoone, and xlij vperis, for pare trefonable Remanyng fra the Oist of Sulway,¹ &c.: For pe space of xj 3eris to indure. (*At Glasgw.*)

Feb. 21.—Respitt to JAMES GRANT OF FREUCHY, and JOHNE MCKINZE OF KINTALE, makand mentioun, pat pe saidis James and Johnne ar to cum to pe burghe of Edinburghe, or to ony burghe or part of pe realme, quhar it fall happin our fouerane lord to be for pe tyme, and pare to solist and expeid with his hienes and his Thesaurer, pair lefull erandes and besynes: And pairfor his grace Respittis pe saidis James and Johnne for all manner of actionis committit or done be pame in ony tyme begane, vnto pe day of pe dait heirof, and till indure vnto pe saidis perfonis returnyng to pare cuntré, and x dayis pairestir. (*At Striuling.*)

Feb. 24.—Respitt to HECTOURE M^cCLANE OF DOWART, his kyn, freindis, &c. to pe novmer of fourty personis, for all manner of actionis, alswele Tressoun as vperis crymes, quhill pe xxv day of May next to cum, to commoun with ws (THE KING). ‘This Respitt havand strenthe fra pe day of pe said Hectouris furthcumyng of his Howse of Dowart, cummand agaitwartis to pe KINGIS grace, quhill pe said xx day of Maij.’² (*At Dundé.*)

Apr. 8, 1530.—Licence to WILLIAM ABBOT of our Abbay of CORSRAGWELL, Commendatare of Halywode, and Tutour to GILBERT ERLE OF CASSILLIS, his CHEIF, to pass in France and vper partis beyond sey, to do his Pilgramage, &c.; and granting a Respite and Saufgarde to him, his kyn, frendis, men, tenentis, &c.

May 22.—Respitt to THOMAS MAXCLELLANE OF GILSTOUNE, and xj vperis, for pare trefonable remanyng, and at hame biding fra pe Oist and Army of Sowlaw: AND for pe Slauchter of vmq^{le} George Langmuir: For xix 3eris.

Jun. 12.—Respitt to MALCOME FORBES in Bulquhame, Johnne his sone, and Johnne Anderfoune, for pare Intercommonyng and affisting with George Keyth, our fouerane lordis **Rebell**: For xix 3eris. (*At Scone.*)

Jul. 8.—Lettre maid to ROBERT LORD MAXWELL, his airis and assignais, ane or ma, of pe GIFT of all gudis movabill and vnmovabill, dettis, takkis, obligationis, sovmes of money, giftes of nonentres and vperis quhatfumeuer, quhillkis pertenit to vmquhill Johnne Armstrang,³ bruper to THOMAS ARMSTRANG OF MAYNGERTOUNE, and now pertenyng to our fouerane lord, be resoune of eschete, throw Justifying of the said vmquhile Johnne to the deid for Chist, committit be him, &c.’ (*At Preistijhauche, per Signaturam REGIS et Thesaurarij subscript.*)

Aug. 2.—Respitt to GEORGE NESBETT OF DALZELL for pe tressonabill art, part, and Assistance gevin be him to Archibald, sum tyme Erle of Angus, his bruper and eme, &c.: For xix 3eris. (*At Striuling.*)

Oct. 7.—Lettre to all and findry pe personis, men and wemen, INHABITANTIS OF LIDDISDALE, gevand pame fre liberte, protectione, faculté and fredome to pass and repare to all Mercatis, &c. and alse full Licence and fredome to brouk and joifs peceabilly all and findry pare auld heretage, &c. pai plesand pe Lordis of pe ground, for pe saidis stedingis and rovmis, as efferis. (*At Dundé.*)

Oct. 9.—Remission to THE INHABITANTS OF LIDDISDALE, for whom PATRICK EARL OF BOITHUILE gave his Bond and security to exhibit, excepting GEORGE SCOT OF BOG and his accomplices of Crammald, Fire-raisers, for their trefonable deeds, and Conspiracies against the royall authority, for inbringyng of Rebels of Scotland and Englishmen within the realme, &c. (*Apud Dundé.*)

¹ A great number respited, at this time, for the same offence. ² These words are added to the Respite, which is engrossed in the Record at full length. ³ The redoubted JOHNNE ARMSTRANG. See Notice regarding him I, * 152.

Oct. 10.—Remission to JOHN MASTER OF FORBES and four others, for their treasonably Abiding from THE KING'S Army at Sulway and Wark: And for the Slaughter of Alexander Seytoun of Meldrum, &c.¹ (*Apud Dundé.*)

Dec. 1.—Letter to MALCOLM LORD FLEMYNG, constituting him and his heirs Sheriffs principal of Tueddale and Peblis. (*Apud Perth.*)

Dec. 9.—Remission to ALEXANDER GRAY OF BALLEGARNO, and Robert Gray in Bowhouse, for art and part of the cruel Mutilation of David Cramby, junior: AND for Invasion of the said David, and David his father, violently dragging them out of their house, under silence of night: AND for common Oppression, &c. (*Apud Perth.*)

Jan. 4, 1530-1.—Lettre to TORKILL (TORQUILL) MAKNELE, Cheif and principale of the Clan and Surname of Maknelis, of pe GIFT of pe malis, fermes, proffittis, and dewiteis of all and findry pe landis pat pertenit to vmq^{le} GILLECALLUM McNELE OF GAeya, liand within pe Sheref dome of Terbert; with the Nonentry and Relief, &c.

Jan. 21.—Remission to JOHN STRATHAUCHIN, son and heir apparent of Thomas S. of Lentrurk, for art and part of the cruel Slaughter of Alexander Seytoun of Meldrum and JOHN KING, son and heir apparent of William King of Bourty: AND for art and part of the Besieging of the Castle of Kildrummy, 'Wereschip,' and 'Spullzie' of goods, and Slaughter committed at the time of the said Siege.

Apr. 28, 1531.—Lettre to MATHEW ERLE OF LEVINAX, his airis and assignais, makand pame Capitaneis of the Castell, strenthe, and fortalice of Dunbertane, for xix 3eris, begynnand at pe feist of Witsfunday, in pe 3ere 1531, &c.

Jun. 7.—Respitt to JOHNNE BOYD, Chalmer-child² to Archibald Douglas, and John Boyd, son to Gilbert Boyd, for pe trefonable art, part, and Assistance gevin be pame to Archibald sumtyme Erle of Angus, George Douglas his broper, and pe said Archibald his eme,³ &c. (*At Striuling.*)

Jun. 8.—Remission to ALEXANDER JOHN-CANICHISSONE OF DUNNEVAIG and GLYNNIS, and three others, for their treasonable Fire-raising and Burning the houses of the lands of Rosneithe, Leuenay, Craginche, and sundry others within the realm, with Burnings, Slaughters, and Wereschips of the lieges, Inhabitants thereof: And for High Treason, &c. to this date.⁴

Eo die.—Remission to HECTOR MAKCLANE OF DOWARD, and others for the fame crimes.

Jul. 1.—Lettre to GAWYNE HAMMILTOUNE and his airis, &c. of pe GIFT of all gudis movabill and vnmovabill, dettis, takkis, Obligatiounis, gold, filuer, sovmes of money, &c. quhilkis pertenit to JONET LADY GLAMMIS, and now pertening or onywife fall happin or may pertene to our souerane lord be resoune of Eschete, throw hir being fugitive fra pe law, and at pe horne, or conuict for Intercommonyng with our souerane lordis Rebellis, or for ony vpir crymes, &c.⁵

Oct. 12.—Respitt to HECTOR McCLANE OF DOWALD⁶ (Dowart,) and to als mony as beis with him in cumpany to pe novmer of xl personis, or within, faulie to cum to our souerane Lord and pe LORDIS OF COUNSALE for making of guid wayis anent the reule of the cuntre, &c.: For lx dais nixt to cum efter pe day of pe dait heirof.

Feb. 11, 1531-2.—Respitt to DONALD McALEXANDER McMURQUHE, and xv vpiris, being

¹ See his Trial for High Treason, &c. I, * 183, &c. He confessed his guilt of the Laird of Meldrum's Slaughter on the Scaffold. ² Page, or groom of the chamber. ³ Uncle. ⁴ See *Mr Gregory's Work on the Isles.*

⁵ See I, * 187, &c. ⁶ Dec. 8, 1531. Another Respite for him, 'and sa mony of his kin, &c. as he plesis to bring with him, &c. for to commoune and treit apoune sic materis as concernys ye weile of ye realme, and pacyfying ye samyne:' For xl days.

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in cumpany with RORY M^cKINZE at pe **Slauchter** of vmq^{le} **Dingbale of Kildun**, committit be him : AND **Spulze** and away-taking of pe said Williamis gudis and geir at pe tyme of pe committing of pe said Slauchter : AND for art and part pairof and the said Spulze : AND for all actionuns, &c. befor pe cuming of pe said Rory to our fouerane Lordis seruice, pat is to fay in the zeire of God I^m.V^c.xxvij : For xix 3eris to indure.

Sep. 1, 1532.—Remission to JOHN HUME OF BLACATER, John Nesbett in Spittale, Hector Furd, and John Focart, senior, his servants, for their treasonably **Intercommunung**, &c. with **Archibald**, formerly **Earl of Angus**, his brother and uncle, and their accomplices, &c. : AND also for Intercommunung with and assisting our enemies **the English**, &c. : PROVIDED that the said John comes to THE KING, along with Alexander his brother, and purges himself of the **Slaughter of David Falconar** ; and shews to THE KING, so far as he knows, who were the slayers of the said David. (*Apud Falkland.*)

Oct. 12.—Lettre of Exemptioun to JOHNNE BANNATYNE, Clerk and Writar to our fouerane lordis Signet, fra all passing to ony our **Distis**, **Meiris**, congregatiounes, and assembleis, and fra all walking, warding, waching, paying of taxtis, or extentis, within our burghe of Edinburghe or vtuith¹ in tyme cuming, during all his lifytyme, &c.—he being ‘now of gret age, seiklie and corpulent in his persoune, and hes sustenit and as zit sustenis diuerse infirmiteis in his leggis and vper pairtis of his body, cumin of could throw his ythand² and deligent lawbouris maid in our seruice in our **Iustice-airis** haldin in tyme of winter,’ &c.

Dec. 15.—Respitt maid to JAMES STEWART OF CRAGYHALL, and ij seruandis, for pare **treasonabill Intercommunung** and assistance gevin to our fouerane lordis **Rebellis**, &c. For xix 3eris. (*At Linlithgw.*)

Jan. 9, 1532-3.—Respitt to THOMAS DONALDSOUNE M^cKINZE, and v vperis, for **commounne Theft**, outputting and inputting : AND for art and part of pe thiftus **Steling** and **conceling** fra GEORGE ERLE OF HUNTIE of certane **wyld horsis and merys** furth of pe landis of Bra of Mar (Braemar.)

Mar. 17.—Remission to ARCHIBALD EARL OF ARGYLE, and lxxxxij others, for their **treasonable Fire-raising**, with his **Standard unfurled**, in the **Islands of Mule**, **Teyre** (Tyree), and **Morberne** : THE KING and his Council having dispensed with the general Act, on condition of THE EARL satisfying the kin of Donald Ballo M^cauchin, Donald Crum M^ccownane, and Farquhar M^cSevir, and others having lawful claims.³ (*Apud Melrose.*)

Mar. 21.—Respitt to ALANE M^cCLANE, sone to vmq^{le} Lauchlane M^cgillane of Doward, for pe **tresonabill Rasing of Fyre** and Birnyng of Houffis in the **Ile of Mull** : AND pe **Slauchter** of Johnne M^cgillane, sone to Johnne M. of Lochboy, and vperis : For xix 3eris to indure.

Aug. 4, 1534.—Remission to JAMES HAMMYLTOUN OF STANEHOUS, for his treasonably coming ‘in feir of weir,’ with banners unfurled, at **Kittetorshill**, against **John Duke of Albany**, Governor of the realm : AND for all other crimes, (excepting Treason, &c. Intercommunung with Archibald Earl of Angus and his accomplices, and assisting James Hammyltoun, the slayer of Thomas Flegeare ; common Oppression and Brigancy, and destroying the Woods within the lordship of Dowglas, &c.) (*Apud Lanark.*)

Dec. 5.—Remission to JOHN GRANT OF CULCABOK for certain actions committed by him, (High Treason, Slaughter, and Mutilation, after the making of the Act, and assistance given to Hector Makintofche and his accomplices, being alone excepted.) (*Apud Elgin.*)

¹ Outwith.² Eident ; constant, unremitting.³ See Mr Gregory's History of THE ISLES.

Jul. 10, 1535.—Respitt to **JOHNE CHARTURIS**, sone to vmq^{le} **Johne C. of Cuthilgurdy**, for all crimes, Tresoun in þe **KINGIS** persoun alanerly except; and to indure for v 3eris: Providing allwais, þat þe said **Johne remane furth of this realme and the realme of England, &c.** (*At Striueling.*)

Jul. 26.—Respitt to **DONALD M^cKY** and to all personis **INHABITARIS** of þe Landis of **STRATHNAVERNE**, **Athir**, **Auchquhilis**, and **Ardurenis**, within þe scherefdom of **Inuernys**, for all actionis, crymes, &c. Tresoun in oure souerane lordis persoun alanerlie except: For our souerane lordis will to indure.

Jul. 28.—Remission to **JAMES GRANT OF FREUCHY**, and iiij others, for their treasonably **Abiding from the Armies at Sulway and Wark.** (*Apud Striueling.*)

Sep. 6.—Precept of a Charter to **DAUID ARMSTRANG**,¹ son of **Herbert**, alias **Habye Armstrang**, of the v merk lands of old extent of **Park**, lying in **Edwisdale**, and shire of **Drumfreise**; proceeding upon the personal resignation of **Robert Lord Maxwell.** (*Apud Crammald.*)

Oct. 29.—Remission to **ROBERT GRAHAME OF THORNOK**, **Adam Grahame** his brother, and **Herbert Corry**, for art and part of the cruel **Slaughter** of **George Kirkpatrik**, committed on forethought felony. (*Apud Striueling.*)

Nov. 28.—Remission to **WILLIAM KIRKPATRIK OF KIRKMICHAELL**² for **Intercommunung** with **Sir Alexander K. of K.**, kn^t, his father, and his accomplices, **Rebels**, &c. (*Apud Drumfreise.*)

Dec. 2.—Remission to **THOMAS KIRKPATRIK OF CLOISBURNE** for **Intercommunung** with **Rebels**, &c. (*Apud Drumfreise.*)

Eo die.—Lettre of Gift to **WILLIAME LORD RUTHVENE** of all guidis movabill and vnmovabill, &c. quhilkis pertinit to **George Gorthy of pat M^k**, and to **Sir William Stoby**, Chaplane of **Gorthy**, **Eschete** throw being of þe saidis personis fugityve fra þe law, and at þe horne for þe **Slaughter** of **Robert Murray of Newraw**, &c.

Dec. 6.—Remission to **JOHN GREIRSOUNE OF LAG** for treasonably **Abiding from the Army at Sulway.** (*Apud Drumfreise.*)

Eo die.—Remission to **THOMAS FERGUSSOUNE OF CRAGDARROCH**, for all crimes committed prior to this date, &c.

Mar. 1, 1535-6.—Respitt to **JOHNE**, **THOMAS**, and **JAMES CRANSTOUNE**, breper, for art and part of þe **Slaughter of Andro Reidpeth of Deringtoun**: For xix 3eris. (*At Sanctandrofe.*)

Mar. 3.—Precept of Remission to **THOMAS FOTHERINGHAME OF POWRY** for art and part of the **Slaughter** of **Walter F.**, &c. (*Apud Falkland.*)

Mar. 11.—Lettre to **GEORGE ERLE OF HUNTLE**, his airis and assignais, of þe Gift of all gudis, movabill and vnmovabill, cornis, catale, &c. gold and siluer, cunzeit and vncunzeit, jowallis, and vperis quhatsumeuir quhilkis pertinit to **Johne Forbes of Petslego**, **Alexander F. of Kynnaldy**, his sone and apparand air, **Johne F.**, **Williame F.**, **Alexander F. of Dalmannoche**, **Johne** his bruper, **Alexander**, sone of **David F.**, **Patrik**, sone to **Johne F.**, **Johne**, sone to **George F.**, **Andro Schand** in **Tormare**, **Johne Cawdale**, sone and apperand air to **James C. of Aslovne**, **John Farare**, servand to þe **Lard of Petslego**, **Duncane** his sone, **Thomas** and **Johne Hoggis**, and **Alexander Makferfane**, now pertenyng to our soverane lord as his eschete, throw being of þe saidis personis his **Rebellis**, and at his horne, as fugitiue fra his lawes, for art and part of þe cruell **Mutlacioun, Hurting, and Wound**.

¹ See Notice relative to *Johnnie Armstrang*, I, * 152; and also the Gift of his Escheat, I, * 245.

² James

Kirkpatrick and xxj others got another Remission for the same crime.

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ing of Michael Frazer and Johne Frazer, vpoune auld ffeid and forthocht felony: AND als, of pe Gift of pe vnlawis, in pe quhilkis ~~Johne Maister of Forbes~~ was adiugit for nonentre of pe said Johne F. of Petflego, and pe said Johne for nonentre of pe said Alexander his sone, and pe vparis personis, Rebellis forsaidis, and of Johne Schand, seruand to Andro Schand, Sr Gilbert Hunter, Chaplane, and diuerse vperis personis: And als, of pe Gift of diuerse vperis vnlawis eschetis, panis of Lawborrowis, and fowmes of money, as at lenth is contenit in pe said Lettre. (*At Striuling.*) 'Compositio iiij^m (4000) merkis.'

Apr. 5.—Remission to THOMAS FAIRBARNE in Gordoune myll, Alexander his brother, and Cuthbert Cranstoune in Manys, for art and part of the **Slaughter of Andrew Reidpeth of Strinlaw, &c.** (*Apud Striuling.*)

Apr. 11.—Remission to GEORGE EARL OF ROTHESSE, James and John Lesley, brothers, Andrew Balfowre of Montquhanny, William Lesley Captain of Rothesse, Robert Lesley of Kynnard, James and William Lesley in Hechame, brothers, Robert Arnot of Wodmylne, Walter Paterfoun of Drummure, Patrick Balfowre in Denmylne, and forty-four others, for treasonably **abiding from the Armies of Clerk and Temptalloune, &c.**: AND also, discharging them and their cautioners of all pains and amerciements for not appearing before the Justiciars at the **Monastery of Lundoris and Reidinche**, near the same, committed on May 17, 1532. (*Apud Falkland.*)

Apr. 19.—Respitt to WILLIAM JOHNSTOUNE in Fouldurris, and vij vperis, for pare trefonable Rasing of Fyre within pe realme, and Birnyng of pe Toune of Kirkmaquho. For xix 3eris, and forder for our fouerane lordis will to indure. (*Apud Striuling.*)

Apr. 23.—Remission to WILLIAM COKBURNE OF SCARLING, for treasonably **Assisting David Hume of Wedderburne, &c.** (*Apud Striuling.*)

Apr. 25.—Gift to SCHIR PATRICK HEPBURNE OF WAUCHTOUNE, knyght, of all gudis, movable and vnmovable, &c. quhilkis pertinit to him of befor, and now to THE KING, be reffoun of escheit throu his being **Condict be an Assise**, Jan. xxiiij last bipast, of certane crymes committit vpon James Sinclair, bruder to pe Lard of Rosling, and his complicitis being with him. (*At Falkland.*)

May 6.—Remission to JOHN ROSS OF CRAGY, and ix others, for treasonably **Abiding from the Army at Sullway, &c.** (*Apud Striuling.*)

May 9.—Remission to PATRICK HEPBURNE OF WAUCHTOUNE, kn^t, Patrick his son and heir apparent, Williame H. of Est Crag, John H. of West Fortoune, Patrick Qubitlaw of that Ilk, John Carkettill of Finglenne, and fifty-seven others, for art and part of the treasonable **Intercommunung, Refetting, &c.** and assisting **David Hume of Wedderburne**, and his accomplices, the King's Rebels, &c. (*Apud Striuling.*)

May 20.—Respitt to GEORGE ELPHINSTOUNE, son and apperand air to Johne Elphinstoune of Hinderstoune, and Thomas E. his bruper, for art and part vpoune forthocht felloune of pe cruell **Slaughter of vmq^{le} Thomas Mure**; committit be pame in pe **Auld-toune of Abirdene**. For xix 3eris. (*At Striuling.*)

Jul. 16.—Remission to MARGARET LADY SINCLAIR, and xj others, for their treasonably **Abiding from the Army at Temptalloune**: AND for Usurping THE KING's authority, **Conbocation** of the lieges, common **Oppression, &c.** (*Apud Falkland.*)

Jul. 20.—Remission to JAMES TUEDY, son and heir apparent of John T. of Drummelzeare, and xv others, for treasonably **Assisting David Hume of Wedderburne**, his brothers and accom-

plices: AND for the **Slaughter of John Lord Fleming**, committed upon forethought felony. (*Apud Pittinweme.*)

Jul. 23.—Remission to ANDREW WOD OF LARGO, John and Robert his brothers, Andrew and Thomas Wod, sons of Andrew Wod in Pittinweme, Andrew Wod his servant, Alexander Spense of Lathallane, John Lundy of Stratharlie, James his brother, and twelve others, for all actions, &c. prior to this date, High Treason excepted. (*Apud Pittinweme.*)

Aug. 15.—Remission (SCHIR) JOHNE MAILUIL OF RAITHE, kn^t, James Kirkcaldy of Grange, Williame Berclay of Touche, John Mailuil of Westir Touche, John and Patrick K., brothers of the Laird of Grange, and eight others, for all crimes, excepting Treason, &c. prior to this date. (*Apud Striuling.*)

Aug. 28.—Lettre of Gift to DAVID ARMSTRANG, callit *pe Lady*, Andro A., sone and are of vmq^{le} Symon A. of Qubitebauche, and to Mertyne A., bruper to the said David, pare airis and assignais, of all gudis, movabill and vnmovabill, dettis, &c. quhilkis pertenit to *pe* said vmq^{le} Symon, and now to our sowerane lord be resoune of **Eschete**, throw justifying of *pe* said vmq^{le} Symon to the **dest** for crymes committit be him. (*At Striuling.*)

Sep. 1.—Respitt to ALEXANDER FORESTER, sone of Johne Forester of *pe* Newtounne, for art and part of *pe* imput¹ cruell **Slauchter** of vmq^{le} Andro Leirmontht, citinar of Sanctandrofe: For xix zenis. (*At Abbottishall.*)

Jan. 28, 1536-7.—Respitt to LANCELOT GRAY, for art and part of *pe* cruell **Slauchter** of vmq^{le} Adam Purdy, saidlaire, burges of Edinburghe: And of **Dismembering** of William Purdy, his bruper, of his rycht ee; and **spoliatioun** of his suerd; committit and done apoune suddante, &c.: For ix zenis. (*At Parise, per Signaturam manu REGIS subscript.*)

Apr. 28, 1537.—Remission to ANDREW MUNCUR OF SLANIS, Alexander his brother, and Andrew their bastard brother, ROBERT MAILUILE OF HERVISTOUNE, and three others, for art and part of the cruel **Slauchter of John Drimme**. (*Apud Montevele.*)²

Jun. 6.—Respitt to JOHNE VAUSE OF MANY, and Maister Johne Gordoune, for art and part of *pe* **Slauchter** of James Lioune: AND **Mutilatioun** of Alexander Ruthirfurd, ane of *pe* **Baillies** of **Aberdene** for *pe* tyme, Maister Eduerd Menzies, and William Turnbull: AND **Deforcing** of *pe* **Probest** and **Baillies** pairof in executioun of pare office, in chargeing of *pe* said Johne to pas to *pe* Tolbuthe of *pe* said Burghe, for trublance done be him: AND for **commoun** **Oppressioun** done be him and *pe* saidis Maister Johne, Alexander (Knowis) and Williame (Gordoune), vpoune our sowerane lordis liegis, &c. For sex monethis to indure.

Jul. 15.—Respitt maid to JONETT PYOTT, *pe* spouse of Williame Sinclare in *pe* Myrefyde, for art and part of *pe* **Slauchter** of vmq^{le} **Maister George Lindesay**: AND of *pe* **Mutilatioun** of Patrik L., committit vpoune forthocht felony, and passing away with *pe* committaris pairof with *pe* bludy hand. For xix zenis.

Nov. 7.—Respitt to ROBERT LAUDER OF BASS, and v vperis, for *pe* **tresonabill Intercommynng with Inglismen**, in tyme of Weir, &c. For xix zenis. (*At Striuling, 'v^c merkis.'*)

Nov. 12.—Lettre of Gift to ARCHIBALD ERLE OF ARGILE, his airis and assignais, ane or ma of all *pe* gudis, movabill and vnmovabill, dettis, &c. quhilkis pertenit to CHARLIS CAMPBELL OF BARGOUR, and now to our sowerane lord, be resoune of **Eschete**, throw being of *pe* said Charles fugitive fra *pe* law and at *pe* horne, or convict for art and part of *pe* **Slauchter** of vmq^{le} **Alane Hammyltoun** of **Bardowpy**, Robert Striueling in Cadder, and Andro Striueling of **Banker**. (*At Linlithgw, 'ij^c ti.'*)

¹ Imputed, alleged.

² Probably *Montivilliers*, a town in the department of Lower Seine, France.

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Dec. 9.—Remission to JOHN VAUSE OF MANY, for all actions, &c. committed by him prior to this date, Treason, &c. only being excepted. (*Apud Falkland.*)

Dec. 12.—Lettre of Gift to ROBERT MAISTER OF MAXWELL, his airis, &c. of all takkis, ftedingis, and wodfettis, within pe Ouer parrochin of Ewis, quhilkis pertinit to vmq^{le} Symon Armstrong of Oubithauch, justisyt for certane crymes committit be him. (*At Linlithqw.*)

Dec. 18.—Lettre of Gift to (SCHIR) JOHNNE STRIUELING OF pe KEIR, knyght, his airis, &c. of all pe gudis movabill, dettis, &c. takkis, ftedingis, cornis, catale, &c. quhilkis pertinit to vmq^{le} COLIN CAMPBELL OF AUCHINHOWIE, justisyt for art and part of pe Cruell Slauchteris of vmq^{le} Alane Hammyltoune of Wardowie, Robert Striueling of the Lettir, and Andro S. in Ballindroicht, and being at pe horne for pe saidis Slauchteris, (excepan pe cornis, catale, and gudis intro-mettit with be JOHNE LORD ERSKIN, Schereff of Striueling, for our fouerane lordis vse.)

Dec. 29.—Letter of Gift to JONET LOGANE, relict of vmq^{le} JOHNNE WALLACE OF CRAGY, in confideratioun pat scho is of oure kin and blude, and hes nocht to leif vpoune, howbeit scho wes dotit substantioullie be vmq^{le} our derrest fader of gude mynd, quham God affoilze, be payment of large sowmes of money for hir tocher: thairfoir feing now pat pe landis and Iordschip of Cragy ar fallin in oure handis be resoun of Ward, We, willing pat pe said Jonet be nocht alluterlie destitute of hir leving, hes gevin, &c. pe sowme of fourty merkis of Pensloune zeirlie, &c. (*At Linlithqw.*)

Jan 6, 1537-8.—Respitt to ROBERT and JOK HAMMYLTOUNE, for art and part of pe Slauchter of Johne Campbell of Dofortour: For xix zeris. (*At Linlithqw.*)

Mar. 23.—Lettre of Gift to THOMAS KENNEDY, sone and apperand are to Alex. K. of Bargany, his aires, &c. of all gudis, movabill and vnmovabill, dettis, &c. quhilkis pertinit to vmq^{le} James Kennedy in pe Schallauch of Glentig, and now Eschete, becaufe he, and Neil Boyd his seruand, vpoune pe . . . day of Marche instant, vpoune auld ffeid and forthocht feloune, cruelly slew vmq^{le} Patrik Mcilivrik at Cragneil, and for breking of our fouerane lord his ffenssis and arrestis, and for Deforcing of his Officiaris, &c.

Mar. 27, 1538.—Respitt to ROBERT and JOHNE RAMSAY, for pare tresonabill conceling of the tresonabill wordis and langage herd spoken be pame be NYCHOLACE RAMSAY OF DALHOUSSEY OF pe KINGIS grace: AND for Resetting, suppleing, and intercommonyng with his Rebellis, &c. For xix zeris.

May 8.—Lettre to ROBERT LORD MAXWELL, Grete Admirall, makand mentioun, pat his hienes hes direct him to pe pairtis of FRANCE, for pe sure conboyng and accompanying of his derrest fallow the Quene to this his realme fra pe said realme of FRANCE; that pairfore his hienes, willing pat his said coufing, nor nane vpir Capitane, gentilman, skipper, warmanne, or maryner, and all vpir personis passand in his cumpany in his seruice, incur ony damage, hurt, or skaith pairby, Will and Grantis, and of his autorite ryal and kingleie power, for him and his successouris, perpetuallie confirmis, That giff it happinnis his said coufing, or ony of pe saidis personis passing in his cumpany, to deces, or be flane ony maner of way, in pat cayce he gevis frelie to pame, and euery of pame, pare Wardis, relevis, and marriages, to pe vtilite and weile of pare airis, to be applyit to pe behufe of pare airis and pare barnis, &c. (*At Leyth.*)

Jul. 23.—Respitt to JAMES FORSYTHE OF NYDE, for art and part of pe Slauchter of vmq^{le} Thomas Sandfurd: For xv dais to indure; providing pat pe said James pass furth of the realme within xv dais nixt eftir he be chargit pairto: and nocht to returne agane within pe sammyn, quhill he obtene his gravis Licence pairupoune.

Sep. 13.—Precept of Legitimation to MURDOCH M^cGILLEOUNE and CHARLES M. natural sons of John Macgilleoune of Lochboy. (*Apud Linlithgw.*)

Oct. 13.—Letters of Rehabilitation to RICHART ROLLOK, burges of Dundee, dilatit of certane poyntis of Heresy, and Abiurit and Conuict pairrof, restoring, reponing, and reintegrating him to his gude fame, heretage, gudis, and wardlé¹ honouris, without reproche, murmur, detractioun, blasphematioun to be maid or done pairthrow to him, in word or deid, be ony maner of way, in tyme cuming. (*At Abirbrothok.*)

Oct. 31.—Remission to THOMAS LICHTOUNE OF VLLISHAVIN, for the Slaughter of Andrew Tait, &c. (*Apud Falkland.*)

Dec. 13.—Remission to THOMAS TURNBULL OF RAWFLAT, for art and part of the Oppression done to William Scott of Wassindane, in breaking up a box belonging to the said William, in the house of Mr Nicholas Ruthirfurd, within the burgh of Edinburgh, and for theftuously abstracting therefrom two Letters of Reversion of the lands of Coppitrig, with an instrument, belonging to his wife.

Dec. 23.—Respitt to WILLIAME CUNYNGHAME OF AKINBAR, for all actionis done be him befor pe dait heirof, Tresoun, &c. except: For xix 3eris.

Jan. 13, 1538-9.—Remission to JAMES GORDOUNE OF LOCHINVER, William G. of Crauchlew, Andrew Agnew Sheriff of Wigtonne, George M^cculloche of Torhouse, David Gordoun, John G. called Johne of Quhithorne, William Carnis young Laird of Orchardtoun, and twelve others, for art and part of the Slaughter of Thomas MacClellane of Bomby, committed eleven years lastby-past, in the burgh of Edinburgh, &c.

Jan. 24.—Precept of a Charter of Confirmation by JAMES V, of a Feu Charter granted by Robert Abbot of Holyrood, to OLIVER SINCLARE OF PITCARNIS, and Katherine Bellendene his spouse, whom failing, to James S. his natural son,² &c. of the Barony of Ahammer (Allhammer) alias Quhitkirk, with the pertinents, within the constabulary of Haddingtoun and shire of Edinburgh; dated, 'apud Monast. S. Crucis prope Edinburghe,' Jan. 17, 1538.

Feb. 16.—Remission to MR ADAM OTTIRBURNE OF RIDHALL, for Abiding from the Army of Suluay, &c. (*Apud Linlithgw.*)

Mar. 6 and 8.—Letters of Gift to WALTER COWSLAND burges of Struiling, and Robert Cant burges of Edinburghe, of their avne eschete gudis, pertening to pe Kingis grace, be refoune of Eschete, throw being of pe saidis Walter and Robert Abiurit of Heresy. (*At Linlithgw.*)

Mar. 12.—Lettre to MARTYNE BALKESKY³ remittand to him pe eschete of all his gudis, &c. throw cumin in will of pe said Martyne, befor pe Justice, for breking of our fouerane lordis Proclamatioun, in habing and using, estir pe making pairof, of certane Inglis (Heretical) bukis, contenit in pe sammyn.

Mar. 13.—Lettre to MR JAMES FOULIS OF COLINTOUNE, Clerk of Register, of pe Gift of pe gudis, &c. with pe advocatioun and donatioun of pe Chaplanrie, foundit at SANCT FRANCIS ALTAR, within pe College Kirk of SANCT GELE IN ED^B, with pe richt of pe Patronage pairof, quhilkis pertinit to JOHNE BROUNE, burges of Edinburghe, now Eschete throw being of pe said Johne dilatit, accusit, and Abiurit of certane crymes and poyntis of Heresy.⁴

¹ Worldly, temporal.

² He afterwards got Letters of Legitimation, Jan. 13, 1538. *Reg. Secr. Sig. xii. 59.*

³ See Notices, &c. regarding him, I * 217.

⁴ On Apr. 7 thereafter, he also got a Gift of certain of Broun's tenements, &c. in Edinburgh, which had been escheated for the same cause.

APPENDIX.

Mar. 24.—Lettre to **JOHNE COWANE**, burges of Striuling, and **Jonet Tennent**, his spouse, of pe Gift of all gudis, movabill and vnmovabill, landis, &c. quhilkis pertenet to **WILLIAME FORESTER**, sone and apperand are to **Johne F.** burges of pe said burcht, **Eschetit throw Abiuratione** of pe said **Williame** for certane poyntis of **Heresy**, confessit be him in jugement. (*At Linlithgw.*)

Jun. 8, 1539.—Lettre of Gift to **MR HENRY LAUDER**, Aduocat to our fouerane lord, of all gudis movabill, dettis, takkis, &c. quhilkis pertenet to **ANDRO HVME OF NYNWELLIS**, and now to the King, be resoune of **Eschete**, throw being of pe said Andro **Condict of Willfull Errour**, in serving of pe Breif impetrate be **Adam Neisbitt**, sone and are of vmq^{le} (**Philp**) **Nesbitt** of pat Ilk. (*At Sanctandrois.*)

Jun. 17.—Remission to **ALEXANDER McCULLOCHE OF CARDIRNESS**, for treasonably **Abiding from the Army at Wark**. (*Apud Falkland.*)

Jul. 3.—Respitt to **ALANE MCGILLESPIK McCONDACHY OF BALLEMANACH**, for art and part of pe **Slaughter** of vmq^{le} **Johne McKilzichzere-sone**, &c. : For xix 3eris. (*At Falkland.*)

Sep. 8.—Remission to **ALEXANDER LOKKART OF WIKITSCHAW**, and iiij others, for art and part of the **Slaughter** of **James Hammyltoune**, &c. (*Apud Striuling.*)

Sep. 9.—Lettre of Gift to **HELENE**, Agnes, Jonet, Margaret, Katheryne, Elezabeth, Isobell, and Marioune **SWYNTOUNE**, dochteris to **Johne S.** of pat Ilk, coniunctlie, and pair airis, of all gudis movabill, dettis, &c. quhilkis pertenet to pe said **Johne**, **condict of Willfull Errour**, &c.¹ (*At Striuling. Compositio, lxxxiiij f. vj s. viij d.*)

Sep. 19.—Respitt to **EDUERD SINCLER OF STROME**, Magnus S. of Werfettir, **Johne S.** of Tollop, **Williame S.** of Houfe, **Olyver S.** of Helwra, **James Cragy** of Burghe, **Johne C.** of Bankis, and twenty-four others, and generally to all their kynnismen, freyndis, &c. within pe **ILIS OF ORKNAY AND ZETLAND**, being with pame in cumpany at pe committing of ony crymes, and art and part with pame pairintill, in ony tyme bigane, befor pe day of dait heiroy : ffor art and part of pe **Conuocatione** and gadering of our fouerane lordis liegis in arraynt **Batell** aganis **vmquhill Johne Erle of Cathness** : AND for art and part of pe **Slaughter** of pe said **vmquhill Johne**, his freyndis, seruandis and pairt-takaris, being with pame in cumpany, at pat tyme : AND for all vperis **Slauchteris, Muttilationis, Oppressionis, &c.** : Tresoune in our fouerane lordis awin propir persoune allanerlie except. For xix 3eris. (*At Striuling.*)

Sep. 21.—Lettre to **ADAM LINDESAY OF DOWHILL**, of pe Gift of all gudis, movabill and vnmovabill, &c., quhilkis pertenet to **ALEXANDER RAMSAY OF KYNMONT**, **Eschete** throw being of pe said **Alexander** **condict of the Slaughter** vpoune . . . **Bercley**, new recentlie done. (*At Falkland.*)

Oct. 15.—Remissio **THOME SINCLARE** et **ELIZABETH NESBITT**, sue sponse, pro arte et parte **Muttilationis et Demembrationis Roberti Hendirfoune, de suis testiculis**. (*Apud Falkland.*)

Oct. 19.—Remission to **JAMES KIRKCALDY OF GRANGE**, and his three brothers, for all crimes committed prior to this date, Treason, &c. excepted. (*Apud Falkland.*)

Nov. 23.—Respitt to **WILLIAME GOURLAY OF KINCRAG**, Mr Andro his bruper, and three others, for art and part of the **Slaughter** of vmq^{le} **James Borthuik** and vperis, committit at **Pettinweme** : For xix 3eris. (*At Peblis.*)

Dec. 1.—Remission to **JOHN BUCHQUHANNANE OF GARTNAVERTANE**, for all crimes committed prior to this date.

¹ See above, Jun. 8, 1539, where the same offence is recorded.

Dec. 24.—Remission to HEW EARL OF EGLYNTOUNE, Hew Master of Eglintoun, Neill Montgomery of Langschaw, Charles Mowat of Busby, John Craufurd, brother of the Laird of Kilbirny, and twenty-eight others, for treasonably *Abiding from the Army of Sulway*: And for all crimes committed prior to this date, Treason, &c., excepted. (*Apud Linlithqw.*)

Dec. 26.—Lettre to MAISTER THOMAS BELLENDENE OF AUCHNOWINSHILL (Auchnoull), makand him *Clerk of our souerane lordis Justiciarie*, for all pe dais of his lyfe. (*At Linlithqw.*)

Jan. 3, 1539-40.—Remission to THOMAS HUNTAR, for his treasonably going between *Robert Bishop of Ross*,¹ then *Abbot of Holyrood*, on the one part, and *Archibald*, formerly *Earl of Angus*, and umq^{le} *Archibald Douglas*, his uncle, Traitors, on the other part, for the despatch of certain their affairs. (*Apud Linlithqw.*)

Jan. 10.—Respitt to JOHNE GUTHRE OF BALNABRECH for pe *Mutilatioun* of vmq^{le} *Patrik Annand*, &c.: For xix 3eris.

Jan. 12.—Remission, ALEXANDER McCLOYD OF DUNVEGANE,² and xxij others, for treasonably *Resetting*, &c., vmq^{le} *David Hume of Wedderburne* and *Donald Blis of Lochelsche*, kn^t, their brothers and accomplices, &c. (*Apud Linlithqw.*)

Jan. 18.—Lettre to JOHNE LAWSOUNE, makand him *Curatour*, *gydour*, and *gouvernour* to *Patrik Neilloun*, *quhill is dait*, and *hes na witt to gyde him self*; for pe weile and proffeit of him and his barnis, *quhill GOD send him witt and knowlege to rewle and gyde him self*, his barnis, and *guidis*, and mend him of pe said infirmité. (*At Linlithqw.*)

Feb. 11.—Respitt to HECTOR McCCLANE OF DOWART, for all crymes committit be him in ony tyme bigane, vnto pe dait heirof: For xix 3eris.

Feb. 24.—Remission to GEORGE MELDRUM OF FIVY, and iiij others, for all crimes committed by him prior to this date.

Feb. 28.—Lettre to OLIVER SINCLARE OF PITCARNIS, makand him *Capitane and Repar of the Castell* and *fortalice of Temptalloun*, for all pe dais of his life; with pe landis of pe *Manis* of *Temptalloun*, with pe landis of *Reidsyde*, *medois*, and *cunynгарis*: *PAYAND* pe said *Oliuer*, *3erlie*, to our *souerane lord* I^c.lx *merkis of male*, *alanerlie*.

Mar. 4.—Remission to GEORGE SINCLARE, brother-german of John S. of *Blaufe*, for art and part of the *Slaughter of William Creichtoun* of *Scottistoun*.

Mar. 5.—Remission to ROBERT CHARTERIS OF LOCHTOUNE, for the *Slaughter* of *William Charteris*.

Mar. 10.—Remission to THOMAS BLAIRE OF BATHYOK, for treasonably *Abiding from the Army at Sulway*. (*Apud Linlithqw.*)

May 27, 1540.—Ane *Protectionne*, *Saufgarde*, and *Respitt* to OLIVER SINCLARE OF PITCARNIS, *Katheryne Bellendene* his spous, *pair men*, *tennentis*, and *seruandis*: *To indure quhill the said Oliueris returnyng agane fra the Isles*, and xl dais *paireftir*. (*At Sanctandrois.*)

May 29.—Remission to THOMAS CRAUFURD, CAPTAIN OF CRAUFURD-JOHNE, for treasonably *Abiding from the Army at Sulway*.

¹ ROBERT CAIRNCROSS. He was formerly Provost of the Collegiate Church of Corstorphine and Chaplain to JAMES V, and held the office of Lord High Treasurer. Having also obtained the *Abbacy of Fearne*, he resigned it in favour of his relation, James Cairncross, a Clerk of the See of Glasgow. ² For all matters connected with THE ISLES, reference may be made to *Mr Gregory's* work.

APPENDIX.

Jun. 4.—Remission to JOHN CRUMMY, for treasonably withholding and defending the **Pa-lace and Place of Linlithgow** against THE KING and his authority, he being present in proper person, with displayed banners, &c. : AND for firing cannons, &c. against THE KING and his company, and the place wherein he then was, within the burgh of Linlithq^w, &c. (*Apud Falkland.*)

Jun. 11.—Lettre of Gift to HEW CRAUFURD, sone and are apperand to Laurence C. of Kilbirny, of all gudis, movabill and vnmovabill, &c., quhilkis pertinit to pe said Laurence, Eschete for **flalseing and fkenzeing of ane proces of Apprising**, led at his instance aganis Johne Cunynghame. ('Ic. merkis' of Composition.)

Jun. 12.—Remission, ALEXANDER OGILUY OF THAT ILK, for treasonably **Abiding from the Army at Sullway**.

Jun. 12.—Remission to LAURENCE CRAUFURD OF KILBIRNY,¹ for treasonably **Abiding from the Army at Werk**; and for all other crimes, Treason excepted.

Jul. 18.—Precept of Charter to JAMES BANNATYNE, Writer to the Signet, of a tenement in the Cowgate of Edinburgh, &c., escheated to THE KING by reason of the **Heresy of Mr Henry Wendersoune**, late TEACHER OF THE HIGH SCHOOL OF EDINBURGHE, of which he was convicted before the **Spiritual Judge**. (*Apud Petlethy.*)

Aug. 13.—Lettre of Gift to OLIVER SINCLARE (OF PITCARNIS) of all gudis, &c. quhilkis pertinit to **Sir David Huchesone, Prouest of Rosling**, escheated throw being pe said Sir David **abfurit of certane poyntis of Heresy**.

Aug. 16.—Remission to ALEXANDER McALESTARE OF LOWPE and ij others, for treasonably **Abiding from the Army at Sulloway**.

Sep. 15.—Lettre of Gift to JAMES ERLE OF ARRANE of pe non-entres, malis, fermis, &c. of pe landis and **Barony of Hamyltoun**, &c. &c., with pe releif pairof quhen it salhappin. (*At Glammys.*)

Eo die.—Lettre of Gift of pe Gift maid be PATRIK ERLE BOTHUILE, Lord Halis, to vmq^{le} (**Schir**) **James Hamyltoun of Fynnart, knyght**, of pe nonentres, males, &c. of Estir and Westir Blairmukkis, &c., in scherefdome of Lanerk, quhilk pertenis to our souerane lord, be resoune of Eschete throw **Forfaltour**, led vpone pe said vmq^{le} James for **certane crimes of Tresoun**, &c.²

Eo die.—Lettre of Gift of pe Eschete of Over and Nethir Braco, Fynnart, &c. to JAMES ERLE OF ARRANE, quhilkis pertinit to (**Schir**) **James W. of Fynnart, knyght**, haldin be him as tenandrijs of pe said Erle and Alexander Schaw of Sauchquhy, and now pertenes to our souerane lord, &c.

Sep. 26.—Remission to GEORGE GORTHY OF THAT ILK, Tristram his son and heir apparent, and George and John, also his sons, for the **Slaughter of Robert Murray of Drumdewane**, &c.

Eo die.—Lettre of Gift to ROBERT DURY OF PAT ILK of pe takkis and stedingis of pe landis of Lufcar, Eviote, Killerny, Kynnedder, &c. in regal. of Dunfermling and sh. of Fyff; quhilkis pertinit to (**Schir**) **JAMES COLUILE OF EST WEMYS, knyght**, and now to pe KING be resoune of eschete, throw being of pe said James convict of certane crymes of **Tresoun and Lese-maeste**, &c. (*At Falkland.*)

Sep. 29.—Remission to WALTER LESLIE, son and heir apparent of Alex. L. of Kynmury, for the **Slaughter of Patrick Rettray of Kinbailloch**. (*Apud S. Andream.*)

¹ On Jul. 30, 1540, he obtained leave 'to sell, analie, or wodset ane part of his landis of Kilbyrne' and 'Garnok.'

² See some notices relative to his Forfeiture, Vol. I, p. * 227.

Nov. 23.—Lettre of Gift to OLIVIER SINCLARE (OF PITCARNIS) of all gudis, &c. quhilkis pertenuit to Archibald Douglas of Garfchogill, Williame his sone, Johnne D. and Johnne Espey, and all vperis pare complicitis, Rebels, and fugityvis fra the lawis, for nocht finding fouerté to vndirly pe samyn, for pe art and part of pe cruell Slaughter of vmq^{le} Maister Hector Sinclair, Parsonne of Kilsbryde. (*At Halyrudehouse.*)

Dec. 8.—Remission to ROBERT MAULE OF PANMUIR, for treasonably Abiding from the Army of Sulway.

Feb. 3, 1540-1.—Remission to WILLIAM STEWART OF TODLAW, for treasonably Abiding from the Army at Jedburgh and upon the Marches of the kingdom, gathered quarterly for resisting of our Enemies of England, &c.

Feb. 6.—Respitt to JOHNNE MOWE OF PAT ILK, and xix vperis, for art and part of pe Slaughter of Williame Burne, sone to Robert Burne in Prymsydloche, committit at pe Kirk of Mow: For thre 3eris.

Eo die.—Lettre of Gift to OLIVER SINCLARE OF PITCARNIS and Johnne Tennent of pe Carnys of pe takkis of pe Kirk of Abircorne, now pertenying to our souerane lord be refoune of escheit, throw Justifying of vmq^{le} (Schir) James Hammyltoun, sumtyme of Fynnart, knyght, to pe deid for certane crymes of Tresoune.¹ (Composition 'V^c merkis.')

Mar. 8.—WARRANT to make a third SIGNET, in lieu of that which was stolen.

SECRETAR, Because We vndirstand pat it is necessar pare be thre small Signetis for seruice in our Sessioune, Justice-airis, and for oure awne directiounis, OUR WILL is heirfor, and We charge you, pat incotinent estir pe sicht beirof, 3e cause mak ANE THRID SIGNETE, in place of it pat wes stollin, to be vfit in our seruice, as said is: And to reforme pe vperis thre Signetis, grete and small, as falbe thocht expedient be pe Lordis of our Counsale. And for pe maire securité of 3our Warrant, We ordand pis oure charge to be insert in pe Bukis of our Counsale, to be extract to you in forme of Act. Subscriuit with our hand, and gevin vndir our Priue Sele, AT LINLITHQW, pe viij day of Marche, and of our regne pe xxvij 3eire.

Mar. 13.—Remission to SIR JAMES SANDELANDIS OF CALDOR, knyght, for his treasonably Resetting, &c. vmq^{le} Archibald Douglas of Kilsbryde and his servants, Traitors and Rebels at the horn: AND for taking two horses from the said Archibald.

Mar. 18.—Remission to WILLIAM LORD SYMPILL, Robert Master of Sympill his son, Gabriel S. his brother, David and John S., and William Pencartoune, for all crimes committed prior to this date, Treason, &c. excepted. (*Apud S. Andream.*)

Mar. 22.—Remission to ARCHIBALD ILIS, alias Archibald pe Clerk, Alexander Mcconill Gallich, and twenty-eight others, for the treasonable Fire-raising and Burning the Castle of Allane-donnand and boats thereat:² AND also of the 'Heirschip' of Kenlochow and Trouternes: This Remission was declared by THE KING to be null, unless they observed good rule in time to come.

Mar. 30, 1541.—Respitt to JOHNNE WILLIAMSOONE, and fifty vperis personis, kynnismen and allya of vmq^{le} Hector Macintosh for all actionis and crymes committit be pame befor pe day of pe dait beirof, Tresoune in our souerane lordis persoune alanerly except: For xix 3eris to indure.

Apr. 9.—Respitt to ALEXANDER BANYS, for art and part of pe Slaughter of Schir William Stebingsoune, Chaplane, committit vpoune pe Linkis of Kinerag, be pe space of ix 3eris or pair-by. For xix 3eris. (*At Striuling.*)

¹ See I. 227.

² See Mr Gregory's Work on THE ISLES.

APPENDIX.

Apr. 20.—Lettre of Tak to OLIVER SINCLARE OF PITCARNIS, his airis and assignais, of all and findry our fouerane lordis landis and **Lordschippis of Orknay and Zetland**,¹ and of all pe **Plis**, partis, boundis, and fischingis pairof, and all pair pertinentis; togidder with pe **Constabulary and Keeping of the Castell of Kirkwall**: AND als makand pe said Oliuere, and his airis male, **Iustices, Scheriffis, Admirallis, and Baillies** of all and findry pe forsaidis landis and lordschippis, baith be sey and land: For thré 3eris nixt to cum eftir pe feist of Lammes last bypast: **PAYAND** 3erlie thre thovsand merkis, at Beltane and Lammes, be equal portionis. (*Apud Striueling.*)

May 24.—Respitt to SCHIR RICHARD PURVES, Chaiplane, for pe **Slauchter of Henry Newlandis**, done and committit be him in his pure defens. For xix 3eris. (*At Striueling.*)

Jun. 4.—Respitt to CHARLES CAMPBELL OF SKERINGTOUNE, Colin C., sone of vmq^{le} Colin of Auchinhowye, Williame C. and Johnne Roger, for pare trefonabill bidding and remanyng fra our fouerane lordis **Army and Raid of Sullway**: AND for pe **Slauchteris of Alane Hammyltoun** of **Bardowe**, Robert Striueling of Bankere, and Andro S. in Ballingtrocht: For xix 3eris. (*At Striueling.*)

Jun. 9.—Remission to JOHN LEVINGSTOUNE, son of James L. of Waranehill, for the cruel **Slaught** on forethought felony and 'auld Feid' of ARCHIBALD BALLIE OF HOWGAIT, who slew the said John's father. (*Apud Striueling.*)

Jun. 14.—Remission to ALAN LOKART OF LEY, for **Abiding from the Army at Wark**: AND for **Slaught** of Ralph and David Weir, &c. (*Apud Striueling.*)

Jul. 13.—Respect to JAMES SINCLARE, for art and part of pe **Slauchter** of vmq^{le} William **Creichtoun** of **Scottistoun**, &c.: For thré 3eris.

Jul. 25.—Lettre of Gift to OLIVIER SINCLARE OF PITCARNIS of pe **Mariage of William Sinclair**, sone and are of vmq^{le} Alexander S. of Dunbethe; and failzeing him be deces vnmartyt, pe Mariage of ony vper ane. (Composition 'I^c merkis.')

Eo die.—Remission to JOHN LINDESAY OF COVINTOUNE, Robert his brother, Harbert Johnestoun, son and heir apparent of Harbert J. of West Raw, and five others, for treasonably **Abiding from the Raid of Wark**, &c.

Oct. 21.—Lettre of Gift to OLYVER SINCLARE OF PITCARNIS of pe Eschete of Robert Dikfoun in Bouchrig, and seven other Dikfounis, fugityve fra pe law and at pe horne, for pe **Slauchter of John and Edmund Gradane**, and two others their brothers.

Dec. 31.—Lettre of Gift to NORMOND LESLIE, his airis, &c., of all gudis, &c., being within pe **Castell of Est Wemys**, quhilkis pertinit to JAMES COLUILE OF EST WEMYS, kny^t, Escheit throw being of pe said James fugityve fra pe law for certane crymes of **Treason and Lesemaiceste**, of pe quhilkis he wes convict in Jugement.

Jan. 1, 1541-2.—Respitt to SCHIR ALEXANDER ELISOUNE, Chaplane, for art and part of pe **Slauchter** of George Bisset, committit vpounne suddanté: For xix 3eris.

Feb. 8.—Remission to JOHN LAUSOUNE, John Scot, John Myllar, and John Scot fenior, for their treasonably besieging and **breaking up** the gates and doors of the **lodging belonging to James (Archbishop) of Sanctandrois**,² situated in the Black Friar's Wynd, within the burgh of Edinburgh, for his capture and apprehension, he being within the said lodging at the time, &c. (*Apud Falkland.*)

¹ See these Extracts, Aug. 31, 1542.

² JAMES BETOUN, who, according to *MacFarlan's MS.*, was 'the sixth and youngest son of James Beaton of Balfour, by Marjory Boswal his wife, daughter to Sir David Boswal of Bal-muto.' He died in the time of harvest, 1539. *Sadler's Letters. Keith's Cat. of Bishops*, p. 36.

Feb. 21.—Remission to DONALD M^cALESTER OF LARGIS, in Kyntire, John his son and heir apparent, Rannald Boy, Archibald and John Makrannald Vane, and twenty-four others, for their treasonably *Abiding from the Raid of Sulway*: And for all other crimes, &c.

Mar. 6.—Respitt to MORISE DALRIMPILL, David Kennedy, and Thomas Hornour, for pe *Revising of Jonet Creichtoune, callit Lady Hewtounne*, and having carnale daile with hir be pe said Morise, in contrare hir will: For xix 3eris. (*At Sanctandrois.*)

Mar. 12.—Respitt to WALTER PORTUIS for pe *Slauchter* of David Olifer in Montcowper, committit apoune fuddanté be pe space of ten 3eris, or pairby: For xix 3eris. (*At Petlethy.*)

Mar. 16.—Lettre makand DAVID CREICHTOUNE OF NAUGHTANE, Capitane and Repare of the Castell of Edinburgh, for his lifetime—iiij^c markis to be pait to him 3erlie, in his fee.

Apr. 14, 1542.—Remission to ANDREW MURRAY of Blakbarony, for his treasonable art, part, assistance, *Reset*, &c. afforded to vmq^{le} Archibald Dowglas, and Isobella Hoppar his spouse, the time the said Archibald was *Rebel and Traitor*. (*Apud Striueling.*)

Apr. 30.—Remission to HECTOR M^cCLANE OF DOWARD, Donald his brother, and John M^cclane of Ardgoure, for *Abiding from the Raid of Sulway*: AND for disobedience shewn to David Wod of Crag, Comptroller to the King, whilst he was in THE ISLES for setting the King's lands, and absenting themselves from his presence: AND for all other crimes, &c. High Treason alone excepted. (*Apud Sanctandrois.*)

Eo die.—Letter of Regrefs to DAVID PITSCOTTY, great grandson¹ and successor of Finlay Pitscotty of Loncardy, on the fourth part of the Haltoun of Loncardy, in the shire of Perth, alienated by the said Finlay to Sir Andrew Qubitheid.

May 6.—Commission to ARCHIBALD STEWART, CAPTAIN OF DUNNYVAIG, making him Ruler and Governor within the bounds of Pley,² with power to execute the Office of Sheriff thereof; during the King's pleasure.

May 10.—Commission to ALEXANDER MASTER OF GLENCARNE, making him Ruler and Governor within the bounds of Kintyre; with power to hold Sheriff and Justiciary Courts, &c.

Jun. 11.—Remission to JAMES NASMYTH, burges of Linlithq^w, for treasonable art, part, and assistance afforded to umq^{le} Sir James Hammiltoun of Fynnart, knight, in his treasonable acts and deeds. (*Apud Striueling.*)

Aug. 31.—Lettre of Tak to OLYVER SINCLARE OF PITCARNIS, his airis, &c. of the landis and *Lordschippis* of Orknay and Zetland, and all pe *Mis*, &c.³ for five 3eris fra pe feist of Lammes 1543: Payand 3erlie 3000 merkis, at Beltane and Lammes.

Sep. 1.—Respitt to GILBERT FORDYCE, for pe *Slauchter* of vmq^{le} Williame Donaldsone, *alias Brounhill*, committit xij 3eris syne within pe Gyrth⁴ of Halyrudhous, apoun fudanté.

Sep. 19.—Remission to MATHEW WINDEGAITIS, for the *Slauchter* of Robert, *alias Hob*, Olyver. (*Apud Cowper.*)

Oct. 2.—Respitt to ALEXANDER LAUDER, for pe *Slauchter* of vmq^{ll} Thomas Broustare; committit reklellie with pe schot of ane culvering, ane 3eire syne or pairby: For xix 3eris.

Nov. 4.—Respitt to DAVID SCHAW, and George Dreghorne, for pe *Slauchter* of umquhile Johnne Striueling of Keir, knyght, &c.: For xix 3eris.

¹ *Pronepotis.*

² See Mr Gregory's work for illustrations of these and other matters connected with THE ISLES.

³ See these Extracts, Apr. 20, 1541.

⁴ Sanctuary.

APPENDIX.

Nov. 26.—Lettre of Gift to EDWART STEWART of all gudis, &c. quhilk pertenit to Johnne Smithe in Smithistoun, eschete throw pe said Johnis being absent and Remanynng fra pe Oist and Army deuifit and ordanit to pas to pe Est and South Bordouris of pe realme, for expulsioun of our ald inymeis furth of pe famin.

II. ILLUSTRATIONS OF THE REIGN OF KING JAMES V, SELECTED FROM THE ACCOUNTS OF THE LORD HIGH TREASURER OF SCOTLAND.

[THE Editor presents here to the reader the result of a laborious and patient investigation of another portion of the truly valuable Records of the Lord High Treasurer of Scotland's Accounts. If, in his eagerness to bring to light much important historical matter, he has erred, by collecting too many particulars, strictly speaking, unconnected with the nature of this work, it is hoped that even those who are least inclined for such enquiries, will readily excuse the indiscretion. It has long been the Editor's conviction, that the real complexion of great public events are often most clearly understood and displayed by the investigation of such authentic sources as the public Records. The intricacy and extent of these documents, however, are such as to discourage, or altogether to deter, the generality of authors from even making the attempt at so serious an undertaking.

It has been thought best merely to add a few brief explanatory Notes, because the dates in general indicate the Trials illustrated by this and the preceding Appendices.]

Jul. 23, 1515.—ITEM, deliuerit be Maister George Langmure, in pe Compt-giffaris name, to ALEXANDER CHALMOUR, PAYNTEOUR,¹ for ane hundrethe and xl ~~Payntit~~ Armys to the Obsequijs of our souerane lord KING JAMES THE FERD,² quham God affolze, pis day deliuerit in SANCT GELIS KIRK, price of ilk pece tuelf pennys, *summa* viij li.

Item, deliuerit be pe Compt-giffar to MY LORD GOVERNOUR, to offer at the Mess³ of the forsaid Obsequijs, xiiij s.

Jul. 29.—*Item*, to ane rynnare⁴ at⁵ bure ane Letter to Kethe Marschell, for my Lord Marschell, xvj d.

Jul. 30.—*Item*, at ane eftir none, to David Cameroune, Johnne Langlandis, and James Biffatt, Officiaris, to pas at the post with my LORD GOVERNOURIS Letteris to my LORDIS CHAMMERLANE,⁶ MAXWELL, and to Striueling, with all deligence, betuix pame, 1 s.

Jul. 31.—*Item*, to Johne Balfoure, officiare, to pas with thre Letteris and credence⁷ of my LORD GOVERNOURIS, with deligence, to pe LORDIS ERSKINE, FLEMING, and LARD OF KEIRE, for Keping of the Kingis grace, xiiij s.

¹ See Mar. 15, 1517-18 of these Extracts.

² See Vol. I, p. * 120, Notes, for some similar illustrations.

³ FUNERAL MASS and Requiem for the repose of the late KING's soul.

⁴ Runner; courier.

⁵ That; who.

⁶ It would at first sight appear that this was probably JOHN, second LORD FLEMING. ALEXANDER, third LORD HOME, having embraced the Queen-Dowager and Angus's party long previous to this date, it might reasonably be supposed he must have been, ere this time, deprived of the office of LORD GREAT CHAMBERLAIN. By a subsequent entry, however, Aug. 23, 1515 (q. v.), it appears the HOME was at that time Chamberlain.

⁷ It was necessary that a messenger entrusted with such important affairs should be enabled to exhibit the fullest Credentials and the Warrant of the Governor and Privy Council.

Item, to Duncan, cartar, to pass with xxiiij horfis, makand vj cartill, chargit with *twa culuer ring-myntance*, gvn-stanis, gvn-powdir, and certane hacbuschis,¹ ovt of Edinburghe to *Mintounne*, and returnyt pe samyn day, ilk cart on pe day ix s., *summa*, liij s.

Item, to ten pynouris² at bure x hacbuschis, x s.

Aug. 2.—*Item*, to Johne Langlandis, officiare, for to pass with diligence till DUNDE and FORFARE, to charge all fensabill personis meit my lord Governour, pe ferd³ day of August,⁴ xvj s.

Item, to tua rynnaris, pat past with Letteris to Dalkeithe, Newbottill, and Lestlrig, for help of *Oryn to the gunnys*, ij s. iiij d.

Item, to Dokane (Duncan), cartare, for xj cartis quhilkis lauborit ane hale day, careand *Gunnys, gun-stanys, powdir, cofferis, and vthir Artalzerie* out of THE CASTELL and ABBAY OF EDINBURGHE to LEITHE; lauborand ane haill day, ilk cart on pe day ix s., *summa*, iiij ti. xix s.

Aug. 6.—*Item*, to Johne Langlandis for to pas with iiij Letteris to the Schirreffis of ROXBURGHE, BERWIC, PEBLIS, and SELKIRK, to cause pe KINGIS liegis be in Edinburghe the xv day of August, with xx dais victuallis—for his wagis, xiiij s.

Item, to Gilbert Rutherford, James Bissat, and David Lowry, Messingeris, to pas with xvj Letteris for pe samyn cause to pe Schyris of FORFARE, KINCARDIN, FYFF, DUNDE, COWPARE, BERWY, PERTHE, MENTETHE, CLACKMANNANE, STRATHERNE, KINROSS, KILE, CUNYNGHAME, and RENFREW, as pe Breuiat beris—for par wagis, liij s.

Aug. 7.—*Item*, to Daud Purves, Mafer,⁵ for to pass erandis of my LORD GOVERNOURIS to the Lord Bakere, in England—for his wagis, to gud compt,⁶ lvj s.

Aug. 8.—*Item*, to xij cartaris and xvij cartis ane hundrethe and xx pynouris and ix gadmen,⁷ being careand the Artalzerie fra Edinburghe to Streuellng, and returnand agane, in viij dais labour, as pe Compt maid pairuppone beris in it, lvj ti. xvj s. x d.

Item, for pe wagis of vj horfis, and v feruitouris with pame, quhilkis careit gun-stanis pe samyn tyme, in foure dais, xlvj s.

Item, to Sande Jakfone, Duncan Smyth, and tua feruitouris with pame, to waite one the Cartis abuff writtin, xxviiij s. iiij d.

Item, pe samyn day, and pe xiiij day of August pairefter, to Dokane, cartar, Thome Brauwod, and Johne of Cunyngham, for fyve cartis in vj dais, and to William Gogar, beand with pame v dais, with ane cart, bringand with paim out of Glasgw to Edin^r *twa haill gunnys and ane broktn*, ilk cart one pe day, ix s., *summa*, xv ti. xv s.

Aug. 9.—*Item*, to Petir Gilleis, Frencheman, to pay xix pynouris quhilkis labourit in pe Palice a day, ilk man viij d.⁸ *summa*, xij s. viij d.

Aug. 10.—*Item*, to ILAY HERALD, and a Monk of Newbottill, quhilk wes acquaint in Ingland, to pass with Letteris of my Lord Governouris to pe Lord Bakere, in England, vj ti. vj s.

Aug. 17.—*Item*, deliuerit to Mathew Auchinlek, goldsmyth, to mend pe hiltis of pe KINGIS Sward of Honour, twa vncez of filuer, price of ilk vnce fourtene schillingis; ane ducat of wecht to pe gilting of pe samyn hiltis, and ane lycht Franche crovne for his labouris, *summa*, iiij ti. xij d.

Aug. 20.—*Item*, to Galtere Robertfone, deliuarit to ane feruitour of pe LARD OF CESFURD,⁹ quhilk come with nouelties fra pe Army to my Lord GOVERNOUR, xviiij s.

Item, to ane rynnare, to pas to Dundee with Letteris to pe BALLIES pairof, to speid in thare folkis to the Army, iiij s.

¹ Hagbuts, or Harquebusses.

² Pioneers.

³ Fourth.

⁴ Numerous similar entries for the expense

of couriers despatched to various parts of the Kingdom.

⁵ Macer.

⁶ This phrase often occurs in the

Accounts, and seems to signify an *interim* payment made until final accounting.

⁷ Drivers furnished with *gads*,

having sharp points to *goad* on the oxen.

⁸ The above entries are given as a specimen of this early part of the Treasurer's Accounts, which, however, are so very bulky as to prevent the possibility of any such Extracts being given in a connected manner. They are, however, very interesting, and replete with minute and curious historical materials.

⁹ One of the Wardens of the Marches.

APPENDIX.

Aug. 23.—*Item*, to Johne Balfoure, messingere, for to pass with Letteris of Summondis of Forshawtoun on the Lord Chawmerlane, to his expensis, xx s.

Aug. 24.—*Item*, to James Wallace and David Lowry, Officiaris, conjunctlie and feuerallie, thre Letteris of Summondis on pe LORD HUME and his foure brepir, and on DAND¹ HERIOT OF TRABROUNE to compere pe xxij day of October nixt paireftir, to here pame be Forshawt for caufis, and ane generall Letter for Captioun—to ilkane of pame xiiij s., and to ane rydand man for to pass with paim, wele horfit, xiiij s., *summa*, xliij s.

Item, for pe hyire of tua led horsis for to pass with pe said Officiaris, xx s.

27.—*Item*, to Francheoise Ferquhare, seruitour to Schir Anthone Darsy, and in his name, for to pay xv gunnaris for to pass pis day to the Castle of Dunbar, ilk man tua crovnis of wecht, in part of payment of pare wagis, to gud compt, xxvij li.

Sep. 4.—*Item*, to Lyoune Herald for to pas to pe Lord Dalkire with writingis, to his expensis, iij li. x s.

Item, to David Cameroun for to pass to the day of Crew, and erandis to pe Lord Dalkire, to his expensis, xliij s.

Item, to Johne Langlandis Letteris to call pe LORD HUME his brepir and pare complicez for the Halding of Blacater, and to leif pe samyn, deliuerit to his expensis, and iij Witnes to pass with him, xxx s.

11.—*Item*, to DAVID LINDESAY,² Repare of the Kingis grace, takand fourty poundis in pensioune, 3erelie; deliuerit to him in pairt of pament pairof, to gud Compt, x li.

Item, to Lyoune Herald for to pass, pe secund tyme, erandis of my Lord GOVERNOURIS in Ingland, to pe Lord Dalkire, to his expensis, iij li. x s.

12.—*Item*, to Duncan, cartare, for his cart lauborand in carying of Artalzery, harnes, halbertis, pikkis, and speris, vj dais betuix pe ABBAY and pe CASTELL OF ED³, as wes contenit in Capitane Bukkatis³ Compt maid pairon, iij li. xvij s. viij d.

14.—*Item*, to Duncan, cartare, and his marrowis⁴ passand to Glasgw with xv cartill, makand lx horsis, for twa kannobnis, and for powdir and vpir Artalzery; fra pe xiiij day forsaid, inclusive, to xx day of pe samyn exclusive, makand fyve dais, ilk cart on pe day ix s., *summa*, xxxiiij li. xv s.

Item, to xij seruitouris quhilkis helpit pe samyn cartis, ilk man on pe day viij d., *summa*, iij li.

15.—*Item*, to David Cameroun, and four other Officiaris, to pass with lxxvij Letteris to pe Lordis, Schirreffis, Baronis, and Hedismen⁵ of pe maist parte of pe realme, to provid for xl dais Victualis apone iij dais warnyng; and for certane Lordis and Hedismen for to cum towart my Lord GOVERNOUR with diligens—deliuerit to pe forsaidis Officiaris to mak pair expensis, and to hyre pame horsis, becaufe pair ayne horsis sum wes slane, sum wes burfyne,⁶ sum crukkit, sum foppit⁷ be consideratione, amangis paim, vij li. ij s.

16.—*Item*, at fyve houris in pe mornyng, to Lyoune Herald, for to pass with my Lord GOVERNOURIS Letteris to pe Lord Dalkire, beand in Carlisle, to his expense, iij li. x s.

Item, to Johne Adamfone for to pass with tua Letteris of my Lord GOVERNOURIS, ane to pe QUENE, beand in Blacater, and pe topir to Dand Ker of Fernyhirst; to his expensis, xiiij s.

29.—*Item*, to Johne Adamfone, Officiare, for to pas with MONS⁸ DE PLANIS, Ambassiatour to the King of Franch, and Master James Ogiluy to the Queene and Lord Dalkire, and forthir⁸ eftir pare directionis, deliuerit to his expensis, to gud Compt, xx s.

30.—*Item*, to Lyoune Heraldis wif, for supporting of hir in pe said LYONIS absens, beand

¹ The common familiar abbreviation for Andrew.

KING OF ARMS.

Feb. 4, 1515-16.

swapped, i. e. exchanged for other horses, on paying a difference or consideration.

² One of the Frenchmen.

³ He is called 'JOHANNE BOUSKAT, Commissioner of the Artalzery,'

⁴ Fellows, companions.

⁵ Chiefs.

⁶ Broken-winded.

⁷ Perhaps swapped or

⁸ Farther, as he might be

² Afterwards SIR DAVID LINDESAY of the Mount, LION

He is called 'JOHANNE BOUSKAT, Commissioner of the Artalzery,'

⁶ Broken-winded.

⁷ Perhaps swapped or

⁸ Farther, as he might be

in England, in v li.; and pe xx day of December pairefter to his self v li., makand in pe hail x li. in part of pament of his fee, to gud Compt, x li.

Oct. 1.—*Item*, to James Wallace tua Letteris of my Lord GOUVERNOURIS for the Lordes in Striueling, Reparis of pe Kingis persone, for gude reule to be put in STRIUELING, anent the Pestilence, deliuerit to his wagis, x s.

Oct. 14.—*Item*, to Dowgall Campbell, deliuerit be pe LARD OF KERE in pe name of pe Compt-giffare, for certane expensis pe said Dougall maid on ~~Marinaris~~ quhilkis he had with him in the Gabriell, for pe supporting of MAKKANIS HOUSE, quhen it wes first to be Segt be Schir Donald Blis, within pe tyme of pis Compt, xxxiiij li. vj s. viij d.

Oct. 20.—*Item*, to Dauid Cameroune for his passage with MASTER JAMES HAY, before pis day, to Harbottill in England; and for his passage pis day with diligens and my lord GOUVERNOURIS Writings to the Quene, beand in Harbottill, deliuerit to him, xliij s.

Oct. 23.—*Item*, to thre Witnes quhilkis come out of TAVIDALE to preif pe executione of ane Summondis (of Forfeiture) maid on pe LORD HUME and his brether, xx s.

Oct. 25.—*Item*, to Duncan Riche and certane vpiris beraris, for salt of Officiaris, xxvj Letteris for sa mony SCHIRREFFIS and STEWARTIS of pe haill realme for putting doune of Bedwart-stabis, and for vsing of speris, axis, halbertis, bowis, and culueringis, deliuerit to par wagis, xliij s.

Oct. 27.—*Item*, to Johne Balfoure and vpiris beraris to pafs to pe Schirreffis of DUNBERTANE, STRIUELING, LITHQW, RENFREW, and LANARK, for to warne pare schyris for pe hamebringing of the Artaltery out of Glasgw, xxviiij s.

Oct. 28.—*Item*, to Duncan Riche for to pafs with my Lord GOUVERNOURIS Letteris to SETOUNE, DUNGLASS, FASTCASTELL, and endlangis pe Cost, with diligens, for to gare mak Beil-fyris¹ and cast² Gunnyis, for nouelteis of the Triumphe the King of France gat in Lumbardy, to his expense, xx s.

Oct. 31.—*Item*, to Hare Laufone for to pafs with diligens to my Lord GOUVERNOUR, day and nycht, towart Hammyltoune with pare Writing at come fra pe VNDER-CAPITANE OF DUNBAR, anent pe Rasing of Fyre be the Kingis Rebellis, for his wagis, xx s.

Nov. 4.—*Item*, for wax deliuerit to Dauid Anderfoune for Selys to certane Letteris of Forfactoure, iiij s.

Nov. 20.—*Item*, for wax quhit and reid he bocht to pe SELYSIS of certane Letteris of Forfactour and vperis concernyng my Lord GOUVERNOUR, xv s.

Dec. 1.—*Item*, to James Nesbit, mafare, for to pass with the King of Francis Ambassiatour to the Lord Dakhire, and for till vse pe said Ambassiatouris directione, for his expensis, to gud compt, deliuerit xxviiij s.

Dec. 6.—*Item*, to Patrik Reoche, messingere, for to pafs with my lord GOUVERNOURIS writingis to the King of France Ambassiatour, beand with the Quene in Harbottill, in INGLAND, for his expensis,³ xxxij s.

Dec. 27.—*Item*, to Duncan Riche for to pafs with Writingis of the King of Francis Ambassiatouris in Ingleand to the Quene and King of Englandis Commissionaris, beand in Morepethe, to his expensis and wagis, xliij s.

Jan. 31, 1515-16.—*Item*, be my lord GOUVERNOURIS command, to pe BAILZEIS OF SELKIRK to pay pair Taxt, becaus at thai war hereit⁴ be Thebis and Pestellence, xv li.

Feb. 4.—*Item*, to Johanne Boufkat, alias Bukhat, Francheman,⁵ Commissioner of pe Artaltery, be my lord GOUVERNOURIS command, gevin pairon to furnis certane cartis and cariage of cer-

¹ Beil-fires, Bonfires, see *Dr Jamieson's Dictionary* for the origin of the term. ² Shoot, discharge. ³ Numerous payments are made, which prove a constant correspondence, at this time, between the Queen, the French Ambassador, Sir Anthony Darsy, &c. ⁴ Harried, plundered. ⁵ See Sep. 12, 1515, &c. of these Extracts.

APPENDIX.

tane Artaltery out of Glasgowe and Dunbertane to EDINBURGHE, eftir his compt pairon, in lxxxj Franche crownis of wecht, *summa*, lxxij li. xvij s.

Feb. 18.—*Item*, pat famin nyct, in Linlithqw, my lord GOUVERNOUR beand pair, to ane man with horse pat passit with clois Letteris apone pe nyct to Monsr. de Planis¹ to Edinburghe, at post, viij s.

Item, pat famin nyct, to ane horsman pat passit with clois Letteris to the Scheref of Striuling, at xj houris, x s.

Feb. 19.—*Item*, pat famin nyct, to Hans gunnar, quhilk hyrit ane horse to ryd to Striuling, at post, for hakbussis and stanis,² xij s.

Item, to Johnne Balfoure, Officiare, to pass to Edinburghe with clois Letteris to the Ambassatour of Franche, at midnyct, x s.

Feb. 20.—*Item*, to ane man pat passit with ane Lettir of my lord GOUVERNOURIS to Captane Jonet, to gar the Artaltery be moband fra the Fawkirik, ij s.

Item, to ane man pat passit to the SCHEREF OF STRIUELING, with ane Letter of my lord GOUVERNOURIS³ to gare all the Oxin of that schire be reddey for drawin of the Artaltery, iiij s.

Mar. 4.—*Item*, bocht and fend to the bj Rokkaris and pbrisis of the KINGIS and vmquhile my LORD DUKIS, his broperis, xxiiij elne of Rowane ruffat, to be thame Gownis, price of ilk elne xvj s. *summa*, xix li. iiij s.

Item, to border and cuf of pe famin gownis, iij elne weluofe, price of ilk elne, l s., *summa*, vij li. x s.

Item, to ane man pat bure ane Letter of Respett to the MASTER OF HALIS for pe Inrummpng of the Elwandis,⁴ iiij s.

Mar. 18.—*Item*, to Cristeane Cokburne, ane of the Princis vmquhile Rokkaris, iij elne of Rowane ruffat and half ane elne of weluofe, to be hir ane Gowne, price of pe elne of ruffat xvj s., and of pe $\frac{1}{2}$ elne of weluofe, xxv s., iiij li. ix s.

Item, for xvj elne of claithe, callit mylk and watter, to be iij Almos Gownis and hudis for the Kingis Almos, one CENA DOMINI,⁵ price of ilk elne iiij s., *summa*, iij li. iiij s.

Item, for pe fassoune of pe saidis iij gownis and hudis, viij s.

Item, to ane man and horse to turse thame and pe said claithe furth of Edr to Striuling, iiij s.

Item, to Henry Dempstare, quhilk gaif to pe tiiij Almosaris iij pursis, and ilk ane iiij s., *summa*, xvj s. viij d.

Item, to ane feruitour to pas with clois Letteris to SCONE, DUPLYNE, ALUAY, DUNBLEN, and RUTHVENE, for pare Selis to be put to ane Commissioun⁶ to pas with the Ambassatouris to Ingland, x s.

Item, to ane feruitour to pass with Letteris, at pe post, to my LORDIS OF ERROLE, MARSCHELL, THE ELECT OF ABIRDENE,⁷ and to pe Commissar of Abirdene, anent the Gadering⁸ betuix the Erle Erroll and Lord Gordoune, xiiij s.

Apr. 10, 1516.—*Item*, gevin to Robert Hert, to ride (to) pe Capitanis of Douglas and Camptelloun, with tua Preceptis of my lord GOUVERNOURIS to cause pame cum to Dunbar, xiiij s.

Item, to Gilbert Reoche to pas to Ingland with Letteris of my lord (GOVERNOR), at Post, to Monsr. Planis, to Annivek,⁹ xxxviij s.

¹ The French Ambassador. ² Bullets; gun-stones. ³ He was in Glasgow on the 21st, and in Linlithgow on 24th. Until the next extract, Letters were continually passing between him and the French Ambassador, &c.

⁴ The Elwalds, notorious Border Thieves. The name is now extinct. ⁵ See illustrations of this custom in Sir Walter Scott's *Antiquary*, last edition. These entries are regularly repeated annually, with additional gowns, purses, and money for the 'ALMOSARIS,' or the King's BEDESMEN, for each year of the King's age. It is only necessary to advert to such entries once, as the varieties which occur are generally very trifling, being chiefly additional furnishings for the Bedesmen, &c.

⁶ Numerous other Messengers, sent for the same purpose to other Barons, &c. ⁷ Alexander Gordon, third son of James Gordon of Haddo, ancestor of the Earls of Aberdeen.

He died of a hectic fever, Jun. 29, 1518, having enjoyed the See only a short time. ⁸ See Jun. 3, 1516.

⁹ Alnwic.

Apr. 15.—*Item*, to my LORD CHANCELLAR to gif Lord **Dakkaris** man in THE CASTELL, iij French crownis, xliij s.

Apr. 23.—*Item*, to my lord (GOVERNOR) to play with my Lord **Legat**, in SANCTANDROSS, at the **dise**, x licht Fr. crs., vij ti.

Apr. 28.—*Item*, to my lord GOVERNOUR to play at the **clése**,¹ (chess?) in SANCT JOHNNES-TOUNE, xliij s.

Apr. 30.—*Item*, &c. to play at the **dise**, in ix Fr. cr., vj ti. vj s.

May 12.—*Item*, to James Stewart of Ardgowane and Johne Watfone, to pay part of **expensis** of the **Kingis schippis** in **Dunbertane**, be my lord GOVERNOURIS command, to gud compt, lxiiij ti.

May 20.—*Item*, for the beging of **Buttis** in the **Abbay**,² be my lord GOVERNOURIS command, xliij s. vj d.

Jun. 3.—*Item*, within nycht, to ane **seruitoure** pat passit to Edr, for to stop the **Gadaring** be-
tuir the **Erll Marschell** and Lord **Forbes**,³ in **Abirdene**, xliij s.

Jul. 1.—*Item*, to David Purvese, for to pass, be my Lord GOVERNOURIS command, to Ber-
wik with **Monsr La Fyrt**⁴ xxviij s.

Jul. 21.—*Item*, to Johnne Adamfone, to pass with vij clois **Letteris**⁵ and ane patent **Letter** of my Lord GOVERNOURIS to pe **Barones** and **Lardis** of **Howtheane**, for ane **Affise** apone the **Maissteris** of **Glencarne** and **Montgumry**, xvj s.

Aug. 8.—*Item*, to Johnne Balfour and to Biffatt, quhilk warnit the **Lardis** **nerrast** **Edin-**
burgh to ryd with my Lord GOVERNOUR, quhen he raid to **Striueling** with the **Inglistmen** to se
THE KING, iiij s.

Aug. 21.—*Item*, to THE ERLE OF ARGILE, Justice, remanand at the **Aire** in **Dunde**⁶ xx
dais, ilk day xl s. xl ti.

Item, to THE CHANCELLARE remanand in **Dunde** in lykwyse xx dais, ilk day lvij s.,
summa, lvij ti.

Item, THE THESAURER remanand siclyk, ilk day xxx s., *summa*, xxx ti.

Aug. 31.—*Item*, to David Lowry, at passit with **Letteris** of my Lord GOVERNOURIS to the
Lord **Maywell** and to the **Lard** of **Cesfurd**, to keip the **Bordouris**, at na man fuld pass to
INGLAND without speciale **Writingis** and **Licence**, xxiiij s.

Sep. 24.—*Item*, to David Lowry, to pass with ane **Letter** of our **souerane Lordis**, to **poynd**
ryriij Lordis and **Lardis** **absentis** fra pe **Assise** of **Montgumry** and **Kilmawris**, on SOUTH
HALF FORTHE, xlii s.

Item, to John Langlandis, to pass on NORTH HALF FORTHE, to **poynd** xvij **Lordis** and **Lardis**
absentis fra the saidis **Affise**—and deliuerit to him pe **Extract** of the **Aire** of **Dunde** to giff pe
SCHIRREFF-PRINCIPALL, for **distrengeing** of the **famin**, xxviij s.

Sep. 29.—*Item*, deliuerit to pe said Langlandis, lxxviij **letteris** to gif to pe **Lordis** and **Lardis**
in **Fyf**, **STRATHERNE**, and **ANGOUSE**,⁷ to keip pe vj and ix **dayis** of **October** in Edr, and to **pass** to
the **Bordouris** **paireftir**, ('Pait before.')

Nov. 1.—*Item*, to David Purvese, **mafer**, quhilk raid with my **lordis** **Letteris** to **Bervie**, with
Clarence,⁸ and **paireftir** to **Carlele** to **Lord Dacre**, at my **lordis** command, lvj s.

Nov. 5.—*Item*, to ane Johnne Murray, quhilk tuk **Symone Burne**, and (quho) **ves justtffyt**,
pe half of the **Eschet** **gevin** to him, vj ti. xiiij s. iiij d.

¹ The word is erroneously written 'clése' in the Record.

² Building of temporary BUTTS for Archery.

³ See Mar. 18 preceding.

⁴ LA FAYETTE, the Duke of Albany's Messenger. See *Pinkerton*, II, 161, &c.

⁵ A great many others dispatched. Duncan Riche was entrusted with Letters for 'xxv Lordis.'

⁶ These entries

occur yearly, where the Expenses of the Aires form part of the usual expenditure. This is given as a specimen of the rest. 'COMPOSITOURIS' also generally attended, to compound for Remissions, Respites, Escheats, &c. &c.

⁷ Similar Letters were sent all over the kingdom.

⁸ CLARENCIEUX, one of the English Kings at Arms. Thomas Benolt was appointed to this office, Nov. 20, 1510; obiit May 8, 1534.

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Nov. 12.—*Item*, to Boyntaus, fidlare,¹ *de mandato Domini*, be Maister Gualter, *primo die PARLIAMENTI*, x li.

Nov. 22.—*Item*, to Wallase, quhilk raid on pe nycht to Lord Macre, be command of Monsr. Laubawte, xxviii s.

Dec. 17.—*Item*, to Robert Hait, to sommond Lord Zestir, SCHIRREFF OF HATHINGTOWNE, and diuerse vtheris, quhilk kept nocht the day off Trew with Monsr. Labawte, xviii s.

Jan. 3, 1516-17.—*Item*, to Eycht ('messinger') to ryd agane to Coldingham, Dwnse, and Lawder, for executing of our souerane lordis Letteris on George Howme, *de Mandato Gubernatoris*, xviii s.

Jan. 9.—*Item*, to Eicht, &c. &c. to cerse (*search*) and seik George Howme, with fouerteis, vnder payne of Hornyng, xiii s.

Jan. 18.—*Item*, in Perth, to DAVID LINDESAY, the Kingis Wschare, for his Martimes fee,² *de Mandato*, xx li.

Jan. 19.—*Item*, to Clarence manne, quhilk brocht ane Finche out of Ingland to Faulkland to my lord GOVERNOUR, xxviii s.

Jan. 27.—*Item*, for pe CHANCELLARE Expensis in the Aire of Perth, remanand pair xxiiij dais, ilk day iij li., *summa*, lxiii li.

Item, for pe JUSTICE expensis, pe said tyme, l li.

Item, for the THESAURARIS expensis, the said tyme, xxx li.

Item, for LORD ERSKYNNIS expensis, pe said tyme, xxx li.

Item, for pe JUSTICE-CLERKIS expensis, in lyk wyse, xxiiij li.

Feb. 16.—*Item*, gevin to MAISTER GAWIN DUNBAR, the Kingis Master, to by necessar thingis for the Kingis Chamer, ix li.

Mar. 1.—*Item*, to James Nesbyt, pat samyn day, for expensis of himself and ij Thebis that he brocht out of Dunbrattan to my lord GOVERNOUR, and had agan, xli s.

Mar. 22.—*Item*, deliuerit to Gilbert Reaucht, messinger, xij Letteris to warne all THE LORDIS AND BARRONIS OF THE VEST LAND to be in ED^B, at the Colar of Cockylzeis taking, quhen pe FRANCHE AMBASSATOUR come,³ xxviii li.

Apr. 23.—*Item*, deliuerit be MONS^R LABAWTEY to Johnne Langlandis, Letteris of our foueran lordis to somond and charge all the Thebyse and brokin men out of Tueddale and Cisdalle to thair awin cuntre; quhilk Letteris war Proclomit at pe Mercat-corsis of ROXBROCHT, SELKIRK, and JEDWOD, xx s.

Item, gevin to Robert Balze, for floring of the Lordis Haw in Dauidis Towre of the Castell, in ED^B,⁴ *de mandato Gubernatoris*, x s.

ITEM, *de mandato domini*, at Cragingalt, to xxv werkmen berand pe hail Munitione, viz. pikkis, halbartis, billis, matokkis, spadis, schwlis, halbrikkis, with splenttis, fra the Capitanis Towr to the Soluene-house (Gun-house), an hail day and 1 half, ilk man viij d. on the day, *summa*, xxv s.

Item, to xiiij pynouris, quhilk drew the Artalze in the Castell, at the Kingis cumyn to this towne, iij s. viij d.

¹ One of the Ordinary MINSTRELS. ² These payments occur, termly, in every account. ³ A number of splendid dresses are entered in the accounts at this period, preparatory to this grand solemnity. Offerings were made in ST GILES'S KIRK, all the 'hangyn,' or Tapestry, was brought from Stirling, and extensive repairs were made on the Palace of Holyrood. The dresses consist of 'Clayth of Gold,' 'crammasy sattin,' 'purpour vellous,' 'blak vellous,' 'gray vellous,' 'carrowit sattin,' 'blak trailze,' 'braid blak taffatis,' and 'reid taffatis.' One of the dresses, May 25th, is entered thus: 'ITEM, bocht fra Evangelist, xviiij elne thre quartaris and ane half of blak vellous, to be JAKKIS, THE SECRET, and vtheris his campanzeonis hoggottonnis (*hacquetons*), price of the elne xlviijs., *summa*, xlvii li. viij s. iij d. ⁴ There are numerous other payments for trein werk (wooden or timber work) for THE GRET HAW WINDOIS IN THE CASTELL, 'gret gestis, doubill dalis, &c. for 'THE MYD CHAMER,' 'THE KINGIS KECHING' (kitchen), and 'THE NEW COURT KECHIN,' in 'DAUIDIS TOURE.'

May 11.—*Item*, to Johne Adamfone, quhilk raid to Bonkhill to my Lord Angouse with our foueran Lordis letteris, x s.

May 16.—*Item*, to ane manne pat passit to the Erle of Craufurd with my l. GOUVERNOURIS Letteris; quhilk wes ded or he come to Dundé,¹ vij s.

May 17.—*Item*, to Johnne Langlandis, quhilk raid with deligens, on pe nycht, to pe Wardane of the Myddill Marche, to be in EDINBURGH pe xx day of Maij, with my l. G^s. Letteris, deliuerit be Monsr. Labawte, xv s.

Jun. 15.—*Item*, bocht to Colene Campbell, THE KINGIS feruitour, at the Quenis cumin to ED^a, vj elne of grene Birgem settene, price of pe elne xij s., *summa*, iij li. xvij s.

Item, for iij quarteris and 1 half of blak vellous to begary pe said Collere cott, price xl s. viij d.

Item, for half an elne of fusteane to lyne the body of his cot, xij d.

Item, for iij elne of black gray to pe famin, price v s. iij d.

Item, for making of the coit, iij s.

Item, for half an elne of Inglis reid to be Collein hoise, x s.

Item, for lynning and making of the hoise, ij s.

Item, for 1 bonat and 1 ruban to pe famin, for Colin, xij s.

Jun. 19.—*Item*, *de mandato Dominorum*, gevin to the Inglise man that presentit the Clayth of gold come out of England to THE KINGIS grace, in the Castell, x light crounis, vij li.

Jul. 5.—*Item*, deliuerit to Johnne Langlandis ane Letter, be command of the Lordis of Consell, to pass for SCHIR PETER CRECHTOUNE for deliuering of the Quenis gere out of the Wardrop, x s.

Jul. 11.—*Item*, pat famin nycht, at xj houris lait, to ane boy of Monsr. Labawte, quhilk passit Estwart to pe famin effect, (*viz.* for pe Barronis and Gentlemenne to be in ED^a incontinent, beil bodin,) v s.

Jul. 14.—*Item*, to Lord Macraris manne, be command of THE LORDIS OF CONSELL, gevin him iij lycht crounis, *summa*, lvj s.

Jul. 16.—*Item*, be command of THE LORDIS, gevin for vittalling of the Bark to pass about to the West Sey, quhilk come fra my lord out of Brattanne, xx li.

Item, to Johnne Herkyll, be command of THE LORDIS OF CONSALL, for taking of ane Cheiff, quhilk wes hangit one pe Burrowmure, v li.

Aug. 21.—*Item*, to Johnne Adamfoune, quhilk raid to Peblis to somond ane Assise for the Lord of Cruxstoune, xiiij s.

Item, to the Falconeris that passit to France with my Lord Gouvernouris hakis and merlzeonnis, be his command, for all expensis, wittualis, and fraucht, l li.

Aug. 28.—*Item*, to pe manne pat brocht pe merlzeownis fra the Lord of Spot to my l. GOUVERNOUR; and pairefter deliuerit tham to the Falconeris quhilk passit to France, for xij dais waigis, xij s.

Item, to MAISTER GAWIN DUNBAR, the Kingis Maister, for expensis maid be him in reparaling of the Chamer in the quhilk the King liris² now in the Castell, iij li.

Item, be my l. GOUVERNOURIS Precept, gevin for furnessing of the Schippis, and for cablis and wittalis, Vj^c.xvij li.

Item, gevin to my lord GOUVERNOUR, in monie, as his Precept and acquittance beris vpoune pe famin, at the West Sey, ij^m.ij^c. and l li.

Item, for ij gret lokkis and keyis, with slottis and stapillis for the Kingis Chamer, be remanand in Cragmillar,³ xij s.

¹ See Wood's Peerage, (I, 378.) Alexander, sixth Earl of Crawford, is stated to have died in anno 1517. From this entry it is likely that he died on May 14 or 15, 1518.

² The chamber in which the King is taught; the School-room. ³ This and the following entry were selected to mark the fact of THE KING'S residence at Craig-

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Item, to Robene Purvese, for schoyne, howfis, breddil, and helteris bocht for the King's mbole, xx s. vj d.

Item, for twa small stok-lokkis in Cragmillaire, v s. ij d.

Item, for ij gret lokkis bocht for ij zettis in Cragmyllare, be command of MONS^r LABASTY, quhen the King was thair, xij s.

17.—The xvij day of September obijt Labastye.¹

Oct. 6.—*Item*, to pe Reparis of Mons. Labastye's lugeing, *ex mandato Dominorum*, before Schir James Leirmonth, xl s.

Dec. 26.—The Summondís of Treasoune apoun Weddirburne.

Item, deliuerit to David Loury and to Johnne Langlandis, Messingeris, pe Summondís of Treasoune direct apoune pe Lord of Weddirburne, and his complices to compere in Edinburghe pe xvij day of Februar nixt paireftir,² xlij s.

Feb. 18, 1517-18.—Hume and Weddirburn, the Lettirs direct for the Raid in the Merse.³

Item, deliuerit to Gilbert Reauche, Letteris of our fouerane lordis to haif to pe Scheriffis of MENTETHE, STRATHERNE, PERTHE, and CLAKMANNANE, at⁴ pe Lordis, Baronis and btheris substancious men suld mest my Lord Arran, Regent and Lifenent, in LAUDER, pe xxj day of Marche nixt hereftir; vnder pe pane of lif, landis, and gudis, to paim pat comperit nocht,⁵ xxv s.

Mar. 6.—*Item*, to Andro Dalmahoy, ane Precept to warne all pe Gentilmennis Orfn, within pe Constabulary of HADINGTOUNE and EDINBURGH,⁶ to keip pe xvij ('xxj') day, xvij s.

Item, to David Cammeroune, 1⁷ Lettre to be speid to pe Lord Dacre, xlij s.

Item, for 1 tow of xxiiij faldome,⁸ bocht to draw the Sunnys with for pe said Raid⁹ in the Merse, xiiij s.

Item, to (Robert) Borthuik, Master Gunnare,¹⁰ to furnyse thingis for pe Sunnys, be command of pe Lordis, Icij ti.

10.—*Item*, for aile to the Waiche (watch) that nycht my lord Regent lugit in Lauder, to ane part of the Fuitband, viij s.

Item, pat samyn nycht to pe Franche Talbanaris and Menstralis, that work and playit all that nycht, in aile, viij s.

15.—*Item*, ane horse to DAVID WAICHE that bure the Cusenze, *de mandato domini REGENTIS*, xxviij s.

millar. The cause of his removal has been recorded by *Bishop Lesley*, who states, that 'THE QUENE being in Ingland, heiring of the departing of THE GOVERNOUR furth of Scotland, returnit to Edinburghe, the xvij day of Junij, with ane quiet trayne; bot wes nocht admittit to vissie THE KING in the Castell; quhill, in August thaireftir, becaus thar wes sum feir of THE PEST in the Castell, THE KING wes transportit to the Cragmillar, quhair THE QUENE vissiet him oftymes. Bot thair-throuch rais ane greit suspition that he suld have bene stollin away be her into INGLAND; and thairfoir he wes brocht againe to the Castell of Edinburch, and wes keipit thair to the returning of THE DUKE.' *Bannatyne Club's Edit.* p. 109. Extraordinary precautions were accordingly adopted, and many payments are made for articles for the King's use and diversion. See also *Pinkerton*, II, 168.

¹ Messengers were dispatched to all parts of the country, and the Session and Parliament summoned. See I, * 235. *Pinkerton*, II, 170, relying on former authorities, fixes the date Sep. 19. See also *Buchanan*, B. xiv, 10; *Lesley*, p. 110; *Balfour*, I, 245; and *Pitscottie*, 307. ² It is unnecessary to add the other entries for summoning Witnesses, Assise, &c. &c. They are numerous, and prove that the utmost vigilance and activity were employed to bring the Murderers speedily to justice. ³ These and the preceding notices appear to have been entered merely as explanatory *memoranda*, without any reference, excepting to the subsequent expenditure in the Account. ⁴ That.

⁵ Others were sent to the various shires, &c. ⁶ Notifications and warnings for attendance, &c. were sent to LAUDER, HATHINGTOUN, and PEBLIS. ⁷ A favourite abbreviation for 'ane' at this period. ⁸ A rope of twenty-four fathoms. ⁹ It is unnecessary to multiply entries of a similar description. It appears that there were two RAIDS. The carters were allowed wages for 'the first Raid ix dais and vij dais furth at the vthir Raid.'

¹⁰ This person founded a great many Guns in the reigns of KINGS JAMES IV and V, all of which he quaintly inscribed thus—(See *Lesley*, p. 81. *Balf. Annales*, I, 232, &c.)

MACHINA SUM SCOTO, BORTHUIK FABRICATA ROBERTO, JACOBO QUARTO REGE JUBENTE PIO.

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- Item*, to SCHIR JOHNNE HAMMYLTOUNE, for gadding of his first Band,¹ and for his gadding of pame in pe cuntreth, in expensis, x ti.
- Item*, to Schir Johnne Hammyltoune, for his double pay, lj ti.
- Item*, for pe said Schir Johnnis Censeze, vj ti. iiij s.
- Item*, to iij^c and ix Fut men in his Band, iij^c and ix ti.
- Item*, to CAPITANE GLENNE for his double pay, xxv ti.
- Item*, for his Censeze, vj ti.
- Item*, to an hundrethe and ij Fut men in his Band, I^c ij ti.
- Item*, to CAPITANE GLENNE v deid pais,² v ti.
- Item*, to pe Master of the Artailzerpe, I^c ti.
- Item*, for pe Kingis Baner, in all costagis, viz. : iij elne of double cassattis of Turkey, price of pe eln xx s., *summa*, iij ti.
- Item*, iij vnce of reid and grene filk maid in frenzeis, price of pe vnce and werkmanfchip, vj s. viij d., *summa*, xxvj s. viij d.
- Item*, for ij bukis of fyne gold, price of pe buk, iij ti., *summa*, viij ti.
- Item*, to the Payntour³ for his werkmanfchip, v ti.
- Item*, for ane caise to turfe and keip pe said Baner, iij s.
- Item*, to pe CONSTABLE OF DUNDE, Bannerman to the King,⁴ for his fee, *de mandato Dominorum*, I^c ti.
- Item*, pat samyn day to Marchmond Herrold,⁵ quhilk raid with cloise Letteris of the Lordis to Londin, in expensis, xxx ti.
- 18.—*Item*, to Schir Johnne Hammyltonis Fut-Band, at pair agane-cumin in Sowtray, for par supper pair, xxij s. vi d.
- Item*, to Capitane Glennys Fut-Band, in likewise, pat nycht to par supper, par wagis beand spendit, vij s.
- Item*, to Schapany,⁶ Herrold of France, *de mandato Dominorum*, I^c cronis of wecht, *summa*, lxxxx ti.
- Item*, pairattour,⁷ in ane purse of lycht cronis, v ti.
- Item*, to SCHIR JAMES HAMMYLTOUNE⁸ quhilk passit that tyme to France, *de mandato Dominorum*, for his expensis, I^c ti.
- May 21, 1518.—*Item*, for a Lettre of Summondis rasit vpoune my Lord Drummond for pe violence committit apone Andro Coschaw, vj s. viij d.
- Jun. 23.—*Item*, to Alexander Kermage, messinger, quhilk summond pe Erle of Rothes and Master of Lindesay to be in EDINBURGH within iij dais nixt paireftir, vndir pe pane of Treasoun, vij s.
- Item*, to COCHRAN, pe Herrold of Denmark,⁹ be command of pe Lordis, I^c xlv ti.
- Aug. 1.—*Item*, to my Lord Arran, Regent and Liffenent of the Merse, be command of pe Lordis, takand monethly in wagis, I^c and l ti., in complete pament of sevin monethis and ane half,

¹ These mercenaries were then termed 'BANDIS OF WAGEOURIS,' in contradistinction to the irregular troops who were bound to perform military service, by virtue of Feudal tenure, &c. ² Seemingly the pay of five soldiers, who had died. ³ Probably 'Alexander Chalmour.' See Jul. 23, 1515, of these extracts. ⁴ The family of Scrymgeour, Constables of Dundee, enjoyed the honourable Office of heritable Banner-bearers to the King; which

post of carrying THE ROYAL BANNER, they could only claim in the event of THE KING's actual presence in the field of battle, or when his Banner was borne before his Regent. The Heritable Standard-bearer bore THE GREAT STANDARD OF SCOTLAND in Battle, in all Wars where it was ordered to be unfurled, whether the King or his Regent, or merely his Lieutenant or General, were personally present. See Apr. 30, 1523, of these extracts. ⁵ On Jul. 22 preceding, he got for his year's fee xx li., and 'for making of his expensis throcht Ingland to my lord Gouvernour, 1li.'

⁶ Champanzee.

⁷ Over and above.

⁸ Of Finnart.

⁹ Christiern II, King of Denmark, an ancient ally, had applied for a force of 1000 Highlanders to assist him in subduing his rebellious subjects of Sweden. The demand was parried, on the score of the disturbances which had broken out on the Borders of Scotland, &c.

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fra pe first day of October, to pe myddis of pe moneth of Maij, within pe tyme of pis Compt, Im^o xxvij li. : And paireftir for **Lord Abendale**,¹ xxvij li.

27.—*Item*, deliuerit to Robert Hart, Messinger, a Lettre of our souerane lordis to summond pe ERLIS OF ANGUSE and LEVENOX, plegis for **Lord Creichtoun** and **Lord of Drumlanrig** for breking of **Lauborowis**, ilkane apone vthir, to be in EDINBURGH pe vj day of September nixt cumis, xxvij s.

Sep. 4.—*Item*, to Henry Wardlaw of Kilabertoun, for ane of his, quhilk wes slayne vndir THE GRETE GWNE at pe **Raid of Wedderburne**, iiij li.

[AN unlucky *hiatus* occurs in the Volumes of THE TREASURER'S ACCOUNTS between this period and the year 1523.]

Apr. 2, 1523.—*Item*, deliuerit to Johne Adamfone pe Kingis Letteris, to be proclamit in HADINGTOUNE, DALKEITHE, DUNBAR, and vpir places necessar, within pe saidis boundis, pat all maner of men prepare paim, in pare best fassone bodin, and follow haistellie quhairuir thair first see ony **Walís of fyre**, for resisting of **Englís men**, x s.

Item, to Johne Langlandis to be proclamit in SELKIRK, LAUDER, ROXBURGHE, and FOREST OF ETTRIK, xiiij s.

Item, siclike, in EDINBURGH, LINLITHQW, and PEBLIS, x s.

29.—*Item*, at x houris lait, deliuerit to Robert Hart, messinger, ane Letter subscriuit with pe LORDIS, aduertesand my **Lord Arrane** that the **Englís men** war cumand to sege **Blacader**; and raid pat nicht at pe post to him, gevin to pe berare, viij s.

Item, siclike Letteris to my **Lord Chancellare**,² vj s.

Item, siclike Letteris to pe **Erle of Mortoun**, **Pembattill**, and to pe **Lardis** of pat quarter, iij s.

Item, pat famyn nycht, fend Johne Langlandis to pe **Lord of Wedderburne**, aduertesand him pat my **Lord of Arrane** and succurris suld haist thaim to him, be command of my **Lord Grosolés**³ and LORDIS being in EDINBURGH for pe tyme, vij s.

30.—*Item*, pat famyne nicht fend for the **Baner** to Dundé, and for pe **CONSTABILL**⁴ and his seruitouris to haist pame to Hadingtoun to my **Lord of Arrane**,⁵ vij s.

Jun. 7.—*Item*, fend ane clofe Lettre vnder pe Signete to my **Lord Chancellare**, schewand, pat the **Englís men** war to cum, and gaderand fast, ij s.

Item, fend to Kynnele, for aduertising of my **Lord of Arrane**, pat the **Englís men** war cumand and enterand within the realme, xxx d.

Jun. 10.—*Item*, gevin to **Albany Herald** ane Lettre, &c. to charge the **Erle of Leuenax** to cese fra all gadering and Assegeing of the **Palice of Glasgw**, xxvij s.

Jun. 15.—*Item*, to ane man pat past with pe OFFICIALE OF LOUTHIANE, Letteris to LAUDER to be execut in pe **KIRK**, quhilkis Letteris war takin be the gait and the man hostit and fleit,⁶ iij s.

¹ A number of other payments are made to THE CONSTABLES OF WEDDERBURNE and EDRINGTON, and for victualling these CASTLES, &c. ² James Beaton, Archbishop of St Andrews. ³ Pinkerton, II, 212, calls this personage 'GOUZOLLES, denominated Captain of Milan.' He was joined to JOHN fourth LORD ERSKINE in the custody

of THE KING, and 'with a guard of thirty-three Frenchmen was also to attend the QUEEN.' His appointment by Albany excited much disgust on the part of the nobles, who saw each fresh installation of foreigners into posts of dignity, with increased indignation. See also Oct. 16, 1529, of these Extracts, where he is called 'THE DUKE OF MILLANE.'

⁴ The Scrymgeours were heritable ROYAL BANNER-BEARERS. See Note to Mar. 15, 1517-18, of these Extracts. ⁵ A great many similar messengers were dispatched, unnecessary to be enumerated in this place.

⁶ Threatened and terrified. Repeated instances of violence done to public Officers occur in these Records.

Jul. 6.—*Item*, ane Lettre chargeing þe COMPTROLLARE to provide victuallis for iiij^c persons to þe CASTELL OF ED^R. for keeping the samin fra Inglismen, ij s.

Jul. 16.—*Item*, reslauit xiiij Letteris direct to ALL þe PRELATIS OF þe REALME, for generale Processionis to be maid for the weillfare of the realme, prosperitie of our souerane lord, and sure hayme-cuming of my Lord Gouvernour; for all þe Lettris fra TAY, North, xxviij s.

Item, þe vthir half on South half FORTHE, &c. xxviij s.

Sep. 20.—*Adventus Domini Gubernatoris, xx^o die mensis Septembris, anno domini I^m.V^c. xxiiij^o.*

Sep. 25.—*Item*, to Carrik Herald, de mandato Cancellarij, quhilk convoyit Clarence,¹ INGLISMAN, to Dunbertan, xl s.

Sep. 26.—*Item*, to ane man pat past with secreit chargis of my Lord GOVERNOURIS to Ingland,² xl s.

Oct. 18.—*Item*, to Johnne Gourlaw to arrest all the Schippis in Leithe; and alse to warne and charge all þe Maltmen, baith of Leithe and Cannogatt, to haue aill and malt reddey for the Camp, ij s.

Oct. 22.—*My Lord Gouvernour departit towart New Werk (die) Jouis, xxij^o Octobris*, and pat samyn day deliuerit to Johnne Scrimgeour, maser,³ ane Lettre direct to þe Scheressis of PERTHE, STRAITHERNE, MENTETHE, CLAKMANNAN, KINROSS, FIFF, pat all abill men within þa boundis follow my lord GOVERNOUR,⁴ &c. xl s.

Oct. 28.—*Item*, ane Lettre to be execute and proclamit in LEITHE, &c.⁵ pat na Northland men retorne oure the Matter, to⁶ þe agane cuming of my lord GOVERNOUR fra þe Camp, vnder the pane of deid, v s.

Nov. 3.—*Item*, deliuerit to Androu Dalmahoy, þe LORDIS ANSUERE of the Erle of Surreis Lettre, to be sped to my lord GOVERNOUR to þe CAMP, gevin to him, x s.

Apr. 17, 1524.—*Item*, deliuerit to my Lord Grosollez⁷ þe tyme of my lord GOVERNOURIS last remanyng in France, I^mix^cxxiiij ti. iij s. vj d.

Item, to James Crechtounne of Cranstounne-Riddale, CAPITANE OF þe CASTELL OF ED^R, for expensis maid be him apoune þe sustentatiounne of Donald of the Ills, Patrik Wilsounne, Cammoufe, Francheman, and diuerse vperis being in Ward, &c. xli ti. xv s.

Aug. 25, 1525.—*Item*, for ane horse to bere þe KINGIS Mast⁸ to Peblis, gevin to Dauid Bonar, xx s.

Oct. 8.—*Item*, gevin to þe INGLISMAN pat brocht Blawin hornis,⁹ leschis, and dog-collaris, fra the King of England, lx Vnicornis.

Item, to Dauid Lowry ane Lettre to sommond the Erle of Craufurd, de mandato Dominorum, xx s.

Nov. 19.—*Item*, deliuerit j Lettre to Dauid Cammeron to warne THE LARD OF HENNERLAND¹⁰ and ADAM SKOT¹¹ to fynd plegis, xx s.

Nov. 23.—*Item*, deliuerit to James Kinloch j Lettre to somond Lord Ogiluy and his complices to be in ED^R, Dec. xij^o. to vndirlye the law for Dauid Gardinis Slauchter, xx s.

Dec. 16.—*Item*, deliuerit to him an Lettre to sommond Schir James Hammiltoun to vnderlie þe law, xiiij s.

¹ Clarendieux King of Arms. See Nov. 1, 1516, of these Extracts and Note. ² A great many warrants were likewise dispatched to the different SHIRES and RELIGIOUS HOUSES, to furnish all their carriage-horses and draught-oxen for the great Guns, &c. 'tentis and pailzeonis,' provision, &c. &c. ³ Macer. ⁴ Similar Letters were dispatched to the other Sheriffdoms. The 'Feriariis' (ferry-men) of LEITH, KINGHORN, and QUEENSFERRY, were interdicted from raising 'ony fraucht bot the auld fraucht, vnder the pane of deid.' And tenants, &c. under the same penalty, to take only the old prices for corn, straw, &c. ⁵ The 'Caiggearis and fischearis of Mysselburghe, Gulane,' &c. were ordered, 'that thai haue, ilk day, thare fische to the Camp.' ⁶ Until. ⁷ See Apr. 29, 1523, of these Extracts. ⁸ Portmanteau. ⁹ Hunting Horns. ¹⁰ William Cockburne of Henderland. ¹¹ Of Tuschelaw. They were both executed for their crimes, on May 16 and 18, 1530. See I, * 144, &c.

APPENDIX.

- Jan. 1, 1525-26.—*Item*, pat nycht, eftir supper, in *Mummpn*,¹ xx fi.
Item, bocht for *Pew-Zeris* giftis, pat famin day, of *Kingis*, xxxj fi. iiij s.
Feb. 16.—*Item*, gevin to ANE INGLISEMAN, messinger, Lettres of *Ansuer to the Erle of Westmurland and Doctour Magnus, de mandato*,² xxviiij s.
Jun. 29.—*Item*, gevin for eggis to bikkir the *Castell*, xv s. vj d.
Item, for ballis in *Crummise cache-puyll*,³ quhen pe *KINGIS* grace playt with pe *LORD GLAMMISE*, xx s.
Jul. 10.—*Item*, gevin to the *Empriouris Perseward*, at pe King and Lordis command, xxx fi.
Jul. 17.—*Item*, gevin at pe *KINGIS* command, till *pupre wiuis* pat come gretand apone his grace, for eggis takin fra pame be his seruandis,⁴ xx s.
Jul. 22.—*Item*, gevin, in *Jedburghe*, to pe *Inglis Herrot*, at pe King and Lordis command, l fi.
Aug. ?—*Item*, deliuerit to the *Gray Freris*, for lxxiii vncis siluer, stolin fra the *King*, and rebelit to thaim in *Confessioun*; be the *KINGIS* Precept, to pe men pat had the said siluer werk in wed,⁵ xx fi.
Aug. 7.—*Item*, for velnus to bind the *Kingis Suorde handis* and to be ane glube till his saire hand, with makin and sevin (*sewing*) silk, xx s.
Sep. 8.—*Item*, to *Gourley and Hoge*, messingeris, to summond pe *ERLE OF CASSILLIS*, pe *LORD SIMPILL*, and vperis contenit in ane *Summondis of Tressoun*, for pair expensis, vj fi.
Oct. 16.—*Item*, to *Kinloch and Echt*, messingeris, ane *Summondis of Tressoun* apon pe *ERLE OF CRAUFURD*, pe *LORD LINDSAY*, and vpiris, iiij fi.
Dec. 6.—*Item*, gevin to *William Cristesoun*, messinger, to sommond *Witnes*, vndir gretar panis, to preif pe breking of *Lawborrowis* be pe *LORD SIMPILL* vpoun the *LARD CALDWELL*, xx s.
Mar. 1, 1526-7.—*Item*, to *John Drummond*, callit the *Kingis Kemp*,⁶ be his precept, xv fi.
Mar. 14.—*Item*, to the *SECRETARIS* seruand, to geif a *Inglisman* pat brocht *Letteris* fra the *Duke of Richemont*⁷ to the *KINGIS* hienis, complenand on the *Armestrangis*, *Crosaris*, and *Pekesonis*, with vperis, iiij fi.
Apr. 19, 1527.—*Item*, to *Petir Ra*, pat brocht writingis fra the *Duke of Richemont*, &c. iij fi.
Item, to the *Purise* that gait the *King soulk*,⁸ be his Precept, iiij fi.
Apr. 25.—*Item*, to a *Fule*, callit *Gille-mowband*,⁹ at pe *KINGIS* command, xx s.
May 12.—*Item*, to *Cristeson*, messingeir, to summond the *Lard Ardrose*, his son, and pair complices, to vndirly pe law for pe *Rybing*¹⁰ of the *Kingis Letteris*, and to summond ane *Assise*, &c. xxviiij s.
May 20.—*Item*, to *James Bissait*, messinger, with a *Lettre* direct to *MENTETH*, *STRATHERN*, *CLAKMANNANE*, and *KYNROSS*, with iij clofe *Letteris* to the *ERLE MONTROSE*, *LORDIS GLAMMIS* and *OLIPHANT*, to convene at *ED^R*. pe xv day of *Junij*, with pair *houshaldis*, to ryde on the *Thetfis*,¹¹ xxx s.
Jun. 1.—*Item*, to *Champnay*, messingeir, to summond the *Lard Cullpalloune* to vndirly pe law for pe *Slauchter* of *John Greiff*, xiiij s.

¹ See this Collection, I, * 114, &c. ² Another Messenger was dispatched on 1st March. ³ The game of TENNIS, called caitche pell, caiche, kache, &c. in the old Records, was a very favourite game at the Scottish Court, during this and the preceding reign. There are numerous traces of it through the whole of these Accounts. The curious and valuable Registers of *Aberdeen* also abound in similar notices. ⁴ From another entry, on Jun. 29, it would appear that the servants had invented a foolish sport for the young KING's amusement, being a mock Assault of a Castle, the missiles on both sides being eggs. It may easily be imagined, in what a plight both victors and vanquished would be after a cessation of hostilities. ⁵ In pledge, or pawn. ⁶ The King's CHAMPION.
⁷ On Mar. 8, his servants, who were entrusted with ten couples of 'rachis' (hounds), got fifty pounds for their 'rewardis.' Their first achievement was to worry three sheep, for which the owner, 'a pure woman,' was paid xx s.
⁸ The King's Wet-nurse. ⁹ Probably so nicknamed for his dexterity in making grimaces. ¹⁰ Tearing in pieces.
¹¹ Other Messengers were sent in different directions. See notice of this Raid against the ARMSTRONGS, &c. I, * 152, &c. Reference may also be made to the preceding Appendix.

Jul. 25.—*Item*, to a Inglifman pat brocht **Lettres fra the King of England** to the Kingis grace, xl s.

Item, given to William Lyell, be þe KINGIS Precept, for lynt, cale, and corne distroyit be his seruandis at the Hunting, v l.

Item, to James Biffit, to summond **GEORGE BORTHUIK OF COLYNELAW** to vndirly þe law for **Slauchter** of vmq^{le} Philp Nesbittis dochter, vii s.

Jul. 31.—*Item*, gevin to **DENE DAVID JAMESOUNE, Sacristane of Newbottill**, in recompense of a gilt chalice stollin furth of the **Abbay of Newbottill**, the KINGIS hienes being pair, be þe KINGIS Precept, xv li.

Aug. 12.—*Item*, to Peter Ra, Inglifman, pat brocht writingis to **THE KING fra the Duke of Richemontis Consaill**, iij li.

Item, to Cristefon, to pas to Perth; William Duncan, to pas to Schir James Hammyltoun; James Biffait, to summond the **Lard Bukleuche for Cressoune**, for pair expensis, xlviii s.

Aug. ?—*Item*, to þe **LARD OF SPOT**, in recompense of **Wittalis furnist be him to the Castellis of Hume and Weddirburn**, and for cornis pat wes brint and distroyit be þe **LARD OF WEDDIRBURN**, for his dampnage and scaith; be deliuerance of þe **LORDIS OF CONSAILL**, I^c li.

Item, to **LORD MONTGOMERY, Justice**, remanand continualie at the **Airis of Forfar, Perth, and Cowpar**, fra þe ferd day of Januar to þe xxij day of Februar, to his expensis, I^cxx li.

Item, to þe **BISCHOP OF GALLOWAY**, ane of the **Compositouris** at þe said Airis, lx li.

Item, to **THE THESAURAR**, and vpir **Compositouris**, for his and pair expensis, the Kingis grace beand diuerse dennaris thair, I^clxxxiiij li.

Item, to **NICHOLE CRAUFURD, Justice-Clerk**, xl li.

Item, to (SCHIR) **WILLIAM SCOT OF BALWERY**, kny^t, remanand continualie, in absence of þe Justice, I^c li.

Sep. 6, 1529.—*Item*, to **DINGVALE**, Purseuant, pat past with wrytingis of þe Lordis of Secrete Counsale to the **Erle of Northumberland**, xxx s.

Item, to **ILAY**, Herald, pat past with **THE LORD HUME**, for expelling of **John Hume of Blatater**, 1

Sep. 18.—*Item*, to Champnay, messinger, pat past with **THE KINGIS** writingis to warne ane condigne **ASSISE** to convene þe xij day of Oct., betuix the **Lord Drummehar** and the **Lord Fleming**, xxv s.

Sep. 22.—*Item*, deliuerit to Robert Monypenny, smith, tane fra² Maister Adame Ottirburn, xvj stane v lib. of Spanze irne, to mak pikkis and mattokis for carying of the **Cannone** that past in the **Isleis**, price iij li. x s.

Sep. 24.—*Item*, deliuerit to Andro Edgare tua ellis of Parise blak, to be (ane cloik ?)³ to þe King, to ryde to the Hunting in **Meegotland**, price, elne, xxx s., (*summa*), iij li.

Oct. 16.—*Item*, to ane seruand of Mr Johne Chesolmis pat presentit bowis and arrowis to **THE KING**, xx s.

Item, to the **Duke of Millane**,⁴ at þe Kingis command, xl s.

Nov. 24.—*Item*, gevin to **THE LORD FLEMING**, at **THE KINGIS** command, in maner of torchir to his sistir, iij^c li.

¹ The sum is torn out. ² It may here be remarked that this phrase throughout these Accounts merely denotes the articles to be purchased (not literally taken, which implies force) from certain persons. In many instances, were this circumstance not kept in view, an ordinary reader would infer that **THE KING** had often seized upon the property of burgesses, &c., and had afterwards, on their importunity, remunerated them for the violence he had employed. The quaint language employed in these Records requires considerable attention, and a minute knowledge of the phraseology of the period, to appreciate their full import. ³ Under date Oct. 2 there is another payment to the same person, for 'twa elne pyllie gray to be ane cloik to the King, xxvj s. viij d.—*Item*, for schoring of the samyn, iij d.'

⁴ It is probable that this personage was 'MY LORD GROSOLEZ,' or 'GOUZOLLEZ,' who occurs under date Apr. 29, 1523 (q. v. and Note.)

APPENDIX.

- Jan. 8, 1529-30.—*Item*, for carying of the *Pailzeonis*¹ fra Peblis to *Meggotland*, (to 'THE HUNTING') and agane, iij li.
- Item*, for ane elne and ane half of trailze, for ane gowne of blak veluot, lynnit with claitth of gold, gevin to the Ambassiatour of Ingland,² vj s.
- Mar. 14.—*Item*, to THOMAS QUERTOUN (Wharton), seruand to pe Erle of Northummrland, pat come for redrefs and remanit, Ie. li.
- Item*, to DAVID LINDESAY,³ pat past with him, xv li.
- Item*, to Malcolme the Fule, be ane Precept of THE KINGIS, thre elnis ruffate, price xxxvj s.
- Item*, fyve quarter of trelze, price vj s.
- Item*, to THE ITALIANE, pat come with pe Archidene of Sanctandrois, xl li.
- Item*, to JOHNE HORSLEE, Inglisman, be THE KINGIS command and Lordis of Counsale, xx li.
- Item*, to Thome Marschale, CUKE, passand with the Secretar to Ingland, Franche, Italie, &c. x li.
- Item*, to DINGVALE, Herald, pat past with THE SECRETAR, xij li.
- Item*, to Anthone, TALBONAR, at pe Kingis command, xv li.
- Item*, to THE SECRETAR, Ambassiatour, I^m.iij^c.xxxiiij li. vj s. viij d.
- May 12, 1530.—*Item*, to Hoge, messinger, pat past in Ingland with THE KINGIS writingis, xij li.
- May 25.—*Item*, to Ormond, Pursevant, and ERGILE, messinger, to pass in the M^{is}, at THE KING and Lordis command, xi li.
- Item*, to the Egyptianis that dansit before the King, in HALYRUDHOUSE, xl s.
- Jun. 1.—*Item*, deliuerit to THE LARD OF BUKCLEUCH, for the taking of Penman, tua elne and half of claitth of filuer, price elne ix li., *summa*, xxij li. x s.
- Jun. 18.—*Item*, to Hecht, (Echt, messenger,) pat past to THE LARD OF SANDELANDIS for pe tua Scottis Cheiffis, x s.
- Jun. 26.—*Item*, xxiiij halbartis for THE KING, price pece vj s. viij d., *summa*, viij li.
- Item*, deliuerit to David Bonar for THE KINGIS grace, thre letacamp⁴ heddis,⁴ ane in Striue-ling, ane in Edinburghe, the thrid in pe Wardrop of Edinburghe, be Johnne Drummond, price xx li.
- Jul. 6.—*Item*, to ane Pursevant pat past to Peblis, Selkirk, and vpir placis with THE KINGIS Letteris, dischargeing all maner of personis of resetting of the Cheiffis gudis,⁵ xx s.
- Item*, to ILEY, Herald, pat come fra THE KINGIS grace to stop the Ferryis, (against those) pat past fra THE ARMY, &c.⁶
- Jul. 20.—*Item*, gevyn to GAWYNE HAMMILTOUN and his cumpany to ryd to Melrose, v li.
- Jul. 21.—*Item*, for twa lang malis, with twa lang braffis to pame, to cary the Kingis Let-
tacampt and Stule⁷ to the Oist, of findry prices, iij li. xiiij s.
- Item*, for cairfay, to covir pe said stule pat past to pe Oist, price viij s. vj d.
- Item*, for ane steile-honet,⁸ price x s.
- Aug. 2.—*Item*, to KYNTYRE, Pursevant, pat past to pe Erle of Northummrland with directionis of THE KINGIS, iij li.
- Item*, to OLIPHANT, Pursevant, pat past with pe said Gawyne to Melrose, xx s.
- Item*, to MARCHMOND, Herald, to pas with Letteris to Aberdene, to Arreist the Sey-Rebaris (Pirates), iij li.

¹ The Royal Pavilions. These entries are noticed to mark the event of this great HUNTING.² It is unnecessary to specify all the furnishings, among which are 'aucht dosane of poyntis,' 'vij' and 'xvij martrik skynnis,' &c. Numerous dresses of 'gownis,' 'cloikis,' 'mantillis,' &c. were made for THE KING at this period of 'veluot,' 'silk,' 'satyn,' &c.³ Sir David Lindesay of the Mount.⁴ O. Fr. *Lit du camp*.

The King invariably

took one of these to his Hunting excursions and to the Field of Battle.

⁵ Several similar payments.⁶ The

sum obliterated.

⁷ His 'Stule of eise.'⁸ A great variety of similar entries at this period.

APPENDIX.

Aug. 8.—*Item*, to Williame Mure, pat past in Annanderdale and Tevidale, to warne þe LARDIS pair of to bring in their plegeis agane þe xxv day of August, and presoneris, . . . xl s.

Item, to Williame Stratherne, messinger, pat past in þe West cuntre to summond ane Affise, and to summond James Wallace of Carno for Tressone, . . . xl s.

Item, to Johne Parduvyne, maser, to summond certane Lordis to be vpone þe Lord Hay of Zesteris Assise, þe xxv day of August, . . . xxx s.

Item, to Gawane Hamilton, and vperis, seruandis of þe KINGIS, pat brocht the Abbot of Melrosis scheip to Linlithgow, attour¹ v ti. gevin of before, . . . iiij ti. x s.

Item, gevin to JAMES GORDOUNE OF LOCHINVER for his Remiffioun, and vpiris thretty personis, his kynnismen,² as þe KINGIS Precept beris, . . . I^c ti.

Item, to the Lokman³ of ED^R, pat come to Linlithgow þe xxv day of August to hang certane Theifis, . . . xiiij s.

Item, for watching⁴ of the said Theifis, . . . viij s.

Item, to þe LARDE OF JOHNSTOUNE and Edward Maxwell, for taking of ane Theif and bringing of his heid to ED^R, in contentatioun of I^c ti. grantit be þe KINGIS grace to pame, . . . I ti.

Aug. 15.—*Item*, to the France Ambassiatoure, for his rewarde, . . . ij^c ti.

Item, to Agnes Quhite, for his lugeing, þe tyme he wes in Dundie, . . . iij ti.

Item, to MARCHEMOND, Herald, that past in France the Kingis erandis, . . . I ti.

Aug. 23.—*Item*, to King Cristall,⁵ servand, . . . xx ti.

Aug. 29.—*Item*, to ane servand of Schir Williame Ebr, Inglismanne, that come for Walkis, . . . vj ti.

Item, to ane PURSEVANT, to pass to convey þe said Inglismanne, with twa Walkis, send fra þe KINGIS grace to þe said Schir Williame, . . . iiij ti.

Sept. —*Item*, to ane Persewant to pass with Letteris to þe Larde of Bukcleuche for þe apprehending of þe slaaris of Maister Johnne Balfoure, . . . xx s.

Oct. 1.—*Item*, to ane boy pat ranne furthe of Dundé to ED^R, for ane summondis onne þe Lord Forbese, . . . iij s.

Oct. 2.—*Item*, to þe INGLIS BOWARE, for bowis to the King, . . . vj ti.

Item, to þe SECRETARE, the tyme of his first passage to Rome in Ambassatry,⁶ . . . vj^c lxvj ti. xiiij s. iij d.

Item, to him sen fine, in parte of payment of ane Precept of vj^c ti. . . iij^c ti.

Item, to furnyse þe necessaris of the Place of Temptalloun, be þe LORDIS Precept, . . . xx ti.

Oct. —*Item*, to MAISTER JOHNNE BELLENTYNE, be þe KINGIS Precept, for translating of the Cronykil,⁷ . . . xxx ti.

Item, to Mathow and Arché Hammyltoun for þe Eschete of Robene Murrays menne of Logy, gevin to pame be þe KINGIS grace, and coft agane⁸ be the THESAURARE, for . . . I ti.

Item, for thre cariage horsis to turse the Arrese-werkis quhilkis hang in the Abbay, þe KINGIS Bowis, Arrowis, and vpir geir of þe Wardrob, to Striueling agane Paische,⁹ . . . xvij s.

Item to Johnne Bog, to mak ane passage doune fra the Castell of Striueling to the Park, . . . v ti.

¹ Over and above. ² This seems a very extraordinary measure, unless it can be interpreted to indicate, that L.100 was remitted to him of the amount of his Composition. ³ The Hangman, or public executioner. See Dr Jamieson's Dict. and Sir Walter Scott's Novels for explanations of the term.

⁴ Watching. ⁵ See Note to Jun. 16, 1532, of this Appendix. ⁶ There is no date affixed to this and the six following entries, which commence the accounts of 'Money at the command and Preceptis of the KINGIS, debursit to sindry personis.'

⁷ These payments continued for a considerable time. In the next account other entries are made, see Oct. 4, 1531, &c. Many similar traces of the KING's liberal patronage of literary men are to be found in these records.

⁸ Re-purchased. ⁹ A number of other payments for transporting geir of the Wardrob, &c. &c. These entries occur annually at Paische, or EASTER, and often at Christmas, &c.

APPENDIX.

- Nov. 2.—*Item*, to the Duke of Albany's servand pat brocht the grete horse to pe KINGIS grace, I^cxx ti.
- Item*, to pe Franche Armorer pat come with him, xl ti.
- Nov. 12.—*Item*, in Sanct Johnnestoune, to Hoge, messingere, to pass to apprise the Lord Forbes's landis, xl s.
- Dec. 18.—*Item*, to Adam Stewart, messinger, to pass to RENFREW, KYLE, CUNYNGHAME, &c. to warne for the Armye, and passage in the Ills, xxv s.
- Dec. 25.—*Item*, to ane HERALD, to ride furth of Strueling to ED^r, to convoy Carlel, Inglis Herald, to Strueling, to pe KINGIS grace, ij ti.
- Item*, to pe said Carlel for his wage, with the laif of the Heraldis, on NEW-3ERE-DAY,¹ x ti.
- Item*, to him, quhilk remanit here fra New-3ere-day to Palme Sunday,² xl ti.
- Dec. —*Item*, to the said David (Bonar) for xij double hankis of gold, quhilkis war deliuerit to DAVID LINDESAYIS WYF,⁴ to sew the Kingis sarkis, pe price of ilk hank x s. vj ti.
- Item*, be pe said Nichol Carncorse to DAVID LYNDESAY, Herald, iij elnis blak veluot, price of pe elne lv s., viij ti. v s.
- Item*, to him vj elnis Paroise blak, price of pe elne xl s.⁵ xij ti.
- Feb. 9, 1530-1.—*Item*, to Duncan Riche, to pass with ane Summondis of Tresouue to the Menne of the Ills, to be execute in Invernes,
- Mar. 1.—*Item*, to Wilgame Qubite, messinger, to pas with Letteris to Sanctandrois for apprehending of Johnne Blakater of Tullyallane,⁶ xiiij s.
- Mar. 16.—*Item*, to Williame Mure, messinger, to pass with Letteris to pe BISCHOPPIS of SANCTANDROIS and BRECHINE, to cum to Ed^r for Degradatioune of ane Preist,⁷
- Item*, to ane boy to rynne to THE BISCHOP OF DUNBLANE with siclyke letteris, ij s.
- Mar. 27, 1531.—*Item*, to Andro Hammyltoune, messinger, to pass with Letteris to pe Erlis of Ergile, Montroise, and pe Lord Erskin,⁸ to convene in Ed^r for Justifying of the Lord of Tullyallane, xij s.

'ROBENE HUDE.'⁹

- Apr. 5.—*Item*, pe v day of Aprile, for vj quarteris gray taffate of Jeynes, to be ane part of pe KINGIS Robene Hudis Baner, price of pe elne xiiij s. viij d. xxij s. vj d.
- Item*, for vj quartaris 3ALLOW taffaty to pe said Baner, price of pe elne xvj s. xxiiij s.
- Item*, for vj quartaris REDE taffaty to pe said Baner, price of the elne xiiij s. xix s. vj d.
- Item*, for ane quarter QUHITE taffate, to be Corfis to pe said Baner, price pairof, iij s. iij d.
- SUMMA of pe Baner, iij ti. ix s. iij d.
- Item*, at pe KINGIS command, to Johnne Bog and Johne Lawfoune, to be pame Iiberayis to pass withe the Kingis Robene Hude, v elnis gray veluet, to be pame twa Doublettis, price of pe elne iij ti. v s. xvj ti. v s.
- Item*, for vi elnis lynning fustiane to pare Doublettis, price of the elne ii s. vj d. xv s.

¹ The usual 'LARGESSE' given to the Heralds on each recurrence of that happy day. ² Payments made at same time to 'Messingeris of Middilburghe, vij li.'—'Habringtoun, Inglisman, June 6, v li.'—'the Frenche Ambassiatoure, Jul. 30, xxxvj li. iij s. vjd.'—'Horslie, Inglisman, Aug. 2, xx li.'—'Garis, Inglisman, quhilk came with writingis fra my Lord Dacres to the King, iij li.'—'Alex. Mure, Herald of Denmark, Aug. 2, xxx li.' ³ Other payments made 'for warnyng of the cuntre,' and to 'provide for schippis and vthir veschell' for the 'passage to the Ills.' See Mr Gregory's work for the particulars of this Expedition. ⁴ 'JONET DOUGLAS.' See these Extracts, Mar. 1537-8. A great number of similar entries occur for sums paid her for embroideries, &c. ⁵ This is entered among the 'LEUERAYIS AT THE FEIST OF ZULE.' ⁶ For the Murder of James Inglis, ABBOT OF CULROS, the same day. See I, * 151. ⁷ Sir William Louthien. *Ibid.* ⁸ Messengers were also dispatched for the 'Lorde of Montgomery, the Erle of Mortoune, and Lord Seytoun.' ⁹ So many notices have occurred, in the course of this Collection, relative to ROBIN HOOD GAMES, that the Editor thinks the following extracts will be acceptable to all readers. Reference may be advantageously made to Brand's Popular Superstitions (Ellis's Edit.), Dr Jamieson's Dict., and Sir Walter Scott's Works, though it may be affirmed that the present are the most interesting and minute which have hitherto been laid before the public.

APPENDIX.

<i>Item</i> , for vj quartaris canvese, to stent pare Doublettis, pe price	ij s.
<i>Item</i> , for twa skerlett Bonettis to pame,	iiij ti.
<i>Item</i> , for ix quartaris ffrenche gray, to be pame twa pare of Hoise, price of the elne	xxxviij s.
xvi s.	
<i>Item</i> , for vi quartaris blew to lyne pare Hoise,	vj s.
<i>Item</i> , for iiij elnis gray taiffety to draw pare hoise, price of pe elne xvi s.	xlvi s.
SUMMA of pis liffray,	xxiiij ti. xi s.
<i>Item</i> , to JAMES ERSKYNE, the Kingis Robeyn Wude, x quarteris gray fatyne, to be him	
ane Doublett, price of pe elne xxxiiij s.	iiij ti. v s.
<i>Item</i> , for kenvese to it,	xviij d.
<i>Item</i> , for quhyt fustiane to lyne it with,	viiij s.
<i>Item</i> , for makeine of it,	iiij s.
<i>Item</i> , for ane elne surage gray, to be him ane pair of hoise, price	xvj s.
<i>Item</i> , for ij elnis taffate, to draw pame and nerf pame,	xxiiij s.
<i>Item</i> , for half ane elne and ane nale gray fatyne to couir pe hypis of pame, price of pe elne	
xxxiiij s.	xix s. j d.
<i>Item</i> , for blew to lyne pe said hoise,	iiij s.
<i>Item</i> , for makeine and cwtting of pame,	viiij s.
SUMMA of pis liffray,	viiij ti. xi s. vij d.

[A great variety of other costly 'liuerayes' occur under the same date, but no mention is made of ROBIN HOOD. It is probable that they were all procured on the same occasion.]

May 20.—*Item*, to DAVID LYNDESAY, Herald, be pe KINGIS Precept, xiiij elnis blak fatyne to be him ane gowne, price of pe elne xxxij s.

Item, for iiij elnis blak weluet, to begarie pe samyne gowne, price of pe elne lij s., vij ti. xvj s.

Aug. 4.—*Item* to Gourlaw, messinger, to pafs to Menteithe and vthir places with Letteris to WARNE pe GENTILMENNE of pe cuntré to the Kingis Hunting in Megotland,¹

Oct. 4.—*Item*, to MAISTER JOHNE BALLENTYNE, be THE KINGIS Precept, for his translating of the Cronickis,

Item, pairefter, to pe said Maister Johne, be pe Kingis command,

Oct. 5.—*Item*, pe v day of October, to ANE INGLISMAN ('*Inglise Ambassiatour*')² pat brocht writingis to pe KINGIS grace, quhom to his grace gaiff presence in KIRKCALDYE,

Item, to Maister George Forestar in Leith, to mak pe said Inglismanns expensis, in Leith and Kingorne, for ane day, at his cuming to pe KINGIS grace,

Oct. 19.—*Item*, to ANE INGLISMAN, quhilk come with writingis to pe LORDIS fra the Erle of Northumberland,

Oct. 28.—*Item*, be ane Precept, to ane auld sailzeit man, in Striueling, callit ALANE STEWART, in almoufe,

Item, be ane Precept, to ane pure man, quhais horse fell our the Castell wall of Striueling, and brak his nek,³

Item, be pe KINGIS Precept, to William Duncan, Purceband, quhilk was hurt in Middisdale, ridand, be the Ches, and his horse tane fra him,

Dec. 8.—*Item*, to Carlill, Herald off England, be pe Lordis command, quhilk come with writingis to pe KINGIS grace and pe LORDIS,

Item, to pe said Thomas Scott,⁴ ('*Ambassiatour*,') to be ane part of ane riding cote, iiij $\frac{1}{2}$ elnis blak weluett, price of pe eln lij s., summa,

¹ Many other messengers sent to different parts of the country.

² On the margin, '*INGLISE AMBASSIATOUR*.'

³ These entries are selected to notice the generosity of THE KING, whose acts of beneficence appear in almost every page of these Accounts.

⁴ He is above styled one of the 'Commissionaris on ye Bordouris,' along with the LARD OF BALWERY, SCHIR JOHNE CAMPBELL OF LUNDY knycht, and THE LARD OF AMISFIELD. On the margin, opposite this entry, is 'SCOT, AMBASSIATOUR.'

APPENDIX.

Jan. 12, 1531-2.—*Item*, to David Blyth, Pursebant, to pas to Lundone with Letteris to the King of England, for ane CONDUCT to pe AMBASSIATOURIS, xxv li.

‘Ambassiatouris in Fraunce.’

Feb. 24.—*Item*, to SCHIR THOMAS ERSKYN OF HALTOUN, kny^t, Secretare and Ambassiatour in France, to his ORDINARE expensis in FRANCE, pe space off foure monethis, ilk moneth estimat to xxxij dayis, ilk day havand to his ordinare expensis as said is, viij frankis, ilk frank extending to x s. vj d. in Scottis money. *Summa* of pe frankis ix^lx frankis; *summa* of pe Scottis money extending to v^ciiij li.

Item, to my said Lord Secretare, be 3E KINGIS speciall command, to his EXTRAORDINARE, lxxxix Angell nobillis, pece extending to xxxij s.; *summa*, I^cxlj li. viij s. And alsua to his extraordinare maid in finance iij^cxv frankis iiij sowe, ilk frank x s. vj d.; *summa* of pe frankis, in Scottis money, I^clxv li. ix s. vj d. *Summa totalis* of pis EXTRAORDINARE, iij^cvij li. xvij s. vj d.

Item, to my Lord Bischope of Ross, Ambassiatour, pe samyn tyme, to help to his furnessing I^mij^c frankis, price of ilk frank, in Scottis money, x s. vj d. *Summa* of pir frankis, in Scottis, extendis to vj^cxxx li.

Item, to DAVID LYNDESAY, Herald, to his expensis passing with pe saidis AMBASSIATOURIS iij^c frankis, *summa*, I^cv li.

Item, to Johne Bog passand with certane Horses and Hunds send be pe KINGIS grace to Madame Dobinze, to his expensis iij^cxl frankis,¹ *summa*, I^cxxvj li.

Apr. 2, 1532.—*Item*, to Henry Kemp, quhillk he deburfit for pe Kingis sone,² gotten vpon ELIZABETH SCHAW, and his nurise expensis, xx li.

Item, to pe GENTILL WOMANE pat fostirrit pe Kingis sone, xl s.

May 11.—*Item*, for graithing of the Ambassiatouris Iugeine of Flandres, ‘quhillk brocht the Emprouris Collar to pe KINGIS grace,’³ as ane Bill gevin be Maister Johne Scrymgeour Maister of Werk, beris, iiij li. vj d.

Item, to pe said Ambassiatour, to his revarde, iij^c. fifty Angell nobillis, *summa*, iij^c li.

Item, to the Herald of Flandres,⁴ callit BURGUNZE HERALD, to his revarde, I^c li.

Item, for tway purffis to putt pe said money in, viij s.

Item, to the young man that sang with the Ambassiatoure foirfaid, xx li.

Item, to pe gudewyfe of pe house quhare pe Herald of Flandres was lugit, for hir housemaill pe tyme of his beyng pare, iij li.

Item, to Carlill, HERALD, quhillk come with writingis to pe KINGIS grace and LORDIS, and remanit on his ansuer quhill pe Parliament, xl li.

24.—*Item*, to Bute, PURSEVANT, to pass to Lundoun with writingis to the King of England, xl li.

Jun. 16.—*Item*, to the King of Cipre (‘CIPRE’),⁵ I^c li.

Jul. 4.—*Item*, to ALEXANDER MURE, quhillk come with writingis fra the King of Denmark, xl li.

¹ A great many more payments are made for dresses, provision for the horses, and ‘iiij doggis to my Lord OBINZE;’ xl li. to GUILLIAME, Franche post, &c. &c. ² JAMES ABBOT OF KELSO AND MELROSE, a pupil of George Buchanan. On Oct. 8, 1534, he got a charter of the Estates forfeited by the Earl of Angus, *Reg. Mag. Sig.* xxv. 241. Obiit 1558, sine prole. His mother was of the family of Sauchie. ³ These words are inserted, in larger letters, on the margin. ⁴ In this and the other instances ‘SPANZE’ had been written and ‘FLANDRES’ substituted.

⁵ ‘CIPRE’ on the margin. It does not appear, from any other entries in these Accounts, who this kingly personage was. The Editor is inclined to believe that the ‘KING,’ ‘the PRINCE,’ and ‘the MORE,’ belonged to one or more of the numerous bands of GYPSIES or BOHEMIANS, who infested various countries of Europe at and previous to this period, in such overwhelming numbers, as eventually to call down upon them the cruel, but perhaps necessary, severities which continued to be practised against that devoted race for nearly two centuries after this time. For numerous interesting particulars relative to this remarkable people, see this Collection, III, 590, &c. ‘KING CRISTALL,’ mentioned under date Aug. 23, 1530, of this Appendix, was likely another of these artful wanderers.

- Jul. 20.—*Item*, to Carlill, HERALD, 1 li.
Item, to Bute, Pursevant, to pass with writingis in England, and departit with pe said Carlill, INGLIS HERALD, pe xx daye of Julij, xxxvj li.
 Jul. 21.—*Item*, to pe PUIR WOMANE quhilk had hir housband slane with ane gwinne schot furth of pe Castell, xl s.
 Aug. 11.—*Item*, be pe KINGIS command to the Prince of Cipre, xl li.
Item, pe samyne day to the More, be pe KINGIS command, xxx li.
 18.—*Item*, furnisfit be pe KINGIS command to my Lordis BISCHOP OF ROSS and SECRETAR, Ambassiatouris in France, and to pe LARD OF GAWISTOUNE and DAVID LYNDESAY, HERALD, being with pame, I^mV^c frankis for twa monethis expensis; off pe quhilk to my Lord Bishop of Ross, xvj^c frankis; to my Lord Secretar, vi frankis, to pe Lard of Gawistounne, ij^c frankis; and to David Lyndesay, I^c frankis; price of ilk frank maid in finance with Hew Dowglafs, Nicholl Carnecorse, and Paterfoune, burgeffis of Edinburgh, x s. vj d.; *summa*,¹ vij^clxxxvij li. x s.
 Sep. 18.—*Item*, for ane Lute with the raise, and ane dosane of stringis by,² cost in GLASGW, and send with Troilus to pe KINGIS grace in Inuerrera, xl s.
Item, to pe forsaide Troilus to turfe pe samyn, vj s.
 Sep. 27.—*Item*, for carrage of pe KINGIS bed to the Hunting in Glenarknap; and for cariage of pe samyn out of EDⁿ. to SANCTANDROSE to the Pardoun, xx s.
 Dec.—*Item*, be pe KINGIS Precept to Maister Johne Worche,³ v elnis tanny chamlett, price of pe elne xj s., lv s.
 Jan. 1531-2.—*Item*, be pe KINGIS Precept, to CRISTIANE RAE, quhen scho was Quene of Bane,⁴ iiij¹/₂ elnis rissillis blak, price of pe elne xxvj s. viij d. vi li.
Item, to hir ane elne veluett, price liij s.
 Feb. 23.—*Item*, to twa cartis, pat ane to turfe pe blak kist with the Chapell graith to STRUELING, and pat vpir with the Arrese hingaris, iij li. xij s.
Item, for ane lok mending and ane new kee to the Blak kist that kepis the Reliques, xvj d.
Item, for ane bott⁵ of irne, and leid to zett pe samyn, to pe Compt-house durre,⁶ ij s.
 May 17, 1532.—*Item*, to Duncan Reche, PURSEVANT, to pass with Letteris to pe BISCHOP OF SANCTANDROIS to aduertese him of the Changein of the Diett off the Accusatioun of the Lutheranis, x s.
 Jun. 9.—*Item*, for ane trentall of Messis for the Kingis grace, in Quithorne, xxx s.
Item, to pe CHAPLANE distributour of pe samyn, ij s.
 Aug. 11.—*Item*, to xij CHEPLANIS to say Mess for the Kingis grace afoir OURE LADY OF PAISLAY, xij s.
 Aug. 21.—*Item*, to Schir Johne Jordane ('Cheplane') to the Almouse,⁷ xvij li.
Item, to him, in compleit payment the Kingis Almouse, fra pe xxij day of August 1432 to pe day of pis compt, (Sep. 26, 1533,) takand ilk moneth xvj li., liij li.
 Dec. 2, 1532.—*Item*, to pe INGLISE BOWAR, for ane dosane of Bowis and vj dosane of Arrovis deliuerit at pe KINGIS command to Alexander Canosounne; and for iiij dosane of Arrovis deliuerit to pe KINGIS grace, for his abne schuting, xx li.

¹ 'SUMMA trium foliorum precedentium, (all expended for AMBASSADORS, HERALDS, &c.) iij^mix^c li. viij s. xj d.'

² Over and above, besides; *forbye*.

³ See also Aug. 5, 1535, for another entry relative to THE KING'S DWARF. He also gets 'doublat, hoise, and bonnat,' on this occasion, for his 'ZULE LEUERAY;' and on Sep. 27 preceding he had a payment of xl s. The Editor is of opinion that this is the individual DWARF for whom the well known Poem in the Bannatyne MS., entitled 'ANE LITILL INTERLUD OF THE DROICHIS PART OF THE PLAY,' was written.

⁴ There have already been given some instances of THE KING OF BANE in the course of this Collection. The custom was similar to that still observed in England on *Twelfth Night*. See I, * 115, and Note, &c. The Editor does not recollect to have elsewhere met with a notice of THE QUEEN OF BANE.

⁵ Bowtt, bolt.

⁶ A number of other entries about the Blak kist and Reliques. ⁷ On Jun. 9, xij li. were paid him for the same purpose. The public ALMS given by KING JAMES V, at this period, was *Sixteen pounds, monthly*, besides his numerous benefactions and private charities. See Aug. 21.

APPENDIX.

- Jan. 9, 1532-3.—*Item*, to þe MAISTER OF FORBES, be þe KINGIS command, xl ti.
Item, be þe KINGIS Precept to Johne, þipar of Sanct Johnestoune, in Toquher¹ with
 KATHERINE SINCLAIR, l^cxxxij ti. vj š. viij d.
 Feb. 11.—*Item*, for ane trentall² of Messis done for the Britonaris saulis quhillis
 perist at the Port of Aire, xx š.
 Feb. 11.—*Item*, to Patrik Kincaid, MAISTER BROVSTAR, xvj ti. v š.
 Apr. 12, 1533.—*Item*, to Schir Henry Huntar, for the Kingis Dirige singand, in STRI-
 UELING, xij ti.
Item, for mending of the Organis, in Striueling, iij ti.
 Apr. 12.—*Item*, to þe L. L.³ be þe KINGIS command, l^c ti.
 May 13.—*Item*, to Walter Cunynghamis wyfe in Striueling for ane how quhill the Kingis
 grace slew with ane culvering, xl š.
 May 15?—*Item*, to Maister Hector Boice, Principall in ABIRDENE, for þe tane⁴ half of
 his PENSIOUNE; and þe vpir half pairt be þe Comptrollar, xxv ti.
 Jun. 16.—*Item*, to Williame Haldane and Williame Brovne, for the Slauchter of vmq^{le} DIK
 RICHERTSOUNE, ane commone Theiff, and taking of ane uthir Theiff callit BARTILMEW TAIL-
 3EOUR, xxx ti.
Item, to MAISTER JOHNE BALLANTYNE for ane new Cornikle gevin to the Kingis
 grace, xij ti.
Item, to him in part of payment of þe Translatioun of Titus Leuius, viij ti.
 Jul. 26.—*Item*, to Williame Vdwart be þe KINGIS Precept, be David Bonar, for claise tane
 fra⁵ him be þe Kingis command to ane Gentill woman, ('S. D.') ⁶
Item, deliuerit to my lord Secretar in þe QUENIS COLLEGE to do secret materris of the
 Kingis, iij ti.
 Aug. 24.—*Item*, to MAISTER JOHNE BALLANTYNE in part of payment of þe Transla-
 tioun of þe secund buke of Titus Leuius,⁷ viij ti.
 Aug. 28.—*Item*, to Robert Horllie, Inglisman, quhill come with writingis fra þe ERLE OF
 NORTHUMBIRLAND, complenand on the brek of the Bordouris,⁸ x ti.
 Sep. 5.—*Item*, to David Blyth, PURSEVANT, quhill past to Lundoune erandis of certane
 Merchandis of ED^r, and send with him Lettres to the King of England, schewand þe complaynt
 of our Bordouraris vpoune þe INGLISMENNE, vj ti.
Item, to David Creichtoune of þe Gardrobe, to fee tua careage horsis to turse þe Kingis
 bed and vper graithe to the Hunting in Athole, and for þe space of vij dais pair to remane; to ilk
 horse on þe day ij š.,⁹ *summa*, xxviij š.
 Sep. 7.—*Item*, to ane boy to pass furthe of SANCT JOHNESTOUNE with Writtingis to the
 Legat in ED^r, v š.
Item, to George Leiche to pass to the Kingis grace in Inuerrera, viij ti.
Item, to ane man to pass to convoy him, xxviij š.
 Sep. 15.—*Item*, to Jame Litaljohnis seruand, to pass with butis and schobne to the Kingis
 grace, in Ergile, xx š.
 Sep. 16.—*Item*, to ane boy to ryn with ane Lettre to my Lord Chancellor to cause him haist
 to Ed^r, iij š.

¹ Tocher, dowery, or Marriage-portion.² Tricentalis. Three hundred MASSES.³ The LADY L., one

of the King's Mistresses. This must have been either the Lady Lochleven, (Margaret, daughter of John, twelfth Lord Erskine, and mother of the REGENT MURRAY,) afterwards the wife of Sir Robert Douglas of Lochleven—or Elizabeth, daughter of John, third Earl of Lennox, who bore to the King, Adam, Prior of the Charterhouse at Perth. There are many payments to this individual.

⁴ The one half.⁵ Purchased.⁶ These initials are on

the margin. The extract is made to notice the number of such entries for dresses, trinkets, &c. &c.

⁷ The Anti-

quary need scarcely be reminded that both the Chronicles and Translation of Livy have been admirably edited by THOMAS MAITLAND, Esq., Advocate, in Three Volumes Quarto.

⁸ Many messengers passed between the coun-

tries on the same business. It is unnecessary to multiply entries here.

⁹ Several other payments.

Sep. 18.—*Item*, to Williame Cristefoune, messinger, deliuerit Lettres to pe **Scherriffis** of **FORFAIR, ELGYNE, FORESE, KINCARDINE, INUERNES, CROMERTIE, NARNE, ABIRDENE, and BANFF**, to be proclamit within pair boundis, chargeing all men, betuix lx and xvj zeris, mak pame reddye, vpoune xxiiij houris warnyng, to pas bodin, &c. with the Kingis grace or his Lieutenent, with viij dais wittalis, vnder pe pane of tynsale of pair lyvis, landis, and gudis. AND alsua deliuerit Letteris to pe **ERLES OF MURRAY and HUNTLIE, LORDIS SALTOUNE and OGILWY**, chargeing pame to cum with diligence to avise for defence of the realme aganis the enemyis of Ingland,¹ liij s.

Sep. 21.—*Item*, to Cuthbert George, messinger, to pas with Letteris to the **Erle of Northumbirland**,² xl s.

Sep. 24.—*Item*, to Williame Duncane, messinger, to pas with Lettres to pe **LARD OF BILLE**, chargeing him to keep surelie his **House of Bille**, vnder pe pane of downcasting of pe samyn, and tinfall of his heritage, xiiij s.

Oct. 25.—*Item*, to Adam Stewart, messingire, to pas and summond pe **Lady Weddirburne** and pe **Lady Traquair** to compeire in Edr, on Nov. viij, to heir pame accusit of tressonabill Intercommonyng and assistance done to **ARCHIBALD sumtyme ERLE OF ANGUSE** and his complices, oure souerane lordis **Rebellis**; and to summond ane Assise of pe schyris quaire pai duell, to beire witness pairupoune; and to his wage, xx s.

Nov. 12.—*Item*, to Cuthbert George, messingir, to ryd with Letteris direct to pe **Scherref of Air and Bassie of Kile** to bring **ARCHIBALD CURRE**, in Sandefurde, before pe **Lordis of Counsaill** in Edr, on Nov. 21 instant, to ansuer at oure souerane lordis instance for pe **Intrometting** with ane purse of money extending to vij^o li. quhilkis pertinit sumtyme to **Inglistenne** that drobnit one the coist of Air: And als, deliuerit to him, siclik, Letteris chargeing pe **PROUEST and BAILLIES** of pe burgh of **AIRE** to bring **Robert Nele, Johne Fallisdail, and Thomas Stevinstone**, to ansuer pe day and place afoir expremit, for pe samyn cause, and to his wage, xxviiij s.

Dec. 7.—*Item*, deliuerit to **Andro Dischintoune**, messingeire, Letteris to pe **WARDANIS OF pe EIST AND MYDDELL MARCHIS**, to charge all liegis within paj boundis to awaitt vpoune the Incuming of ane Army of Inglisten, and resist the same, &c.: AND als charging all Baronis and gentill men havand **Castellis or strenthis**, opir in keping or heretage, to defend pame, abyding haifty reskew of pe **KINGIS Army**: AND deliuerit to him Letteris to pe **CONSTABILL OF HADINGTOUNE**, to warne all personis within pe boundis of his Office to be in **Hadingtoun** pe x day of pis moneth, weill bodin, &c. to byd our souerane lordis cuming pe space of viij dais; and to his wage,³ xxviiij s.

Dec. 16.—*Item*, to ane seruand of my **LORD HVMIS**, quhilk come with Writingis to pe **KINGIS** grace, and tythingis fra the **Bordouris**, iij li.

Item, to **Johne Mortoune**, quhilk brocht **Wrytingis** fra the **Wardane of the Myddill Marchis** to pe **KINGIS** grace, at pe **Kingis** command,⁴ xl s.

Dec. 26.—*Item*, to Adam Stewart, with ane Missive Lettre to pe **LARD OF SPOTT**; and alsua to him Letteris to pe **MAISTER OF HALIS** for **Byrning of Balis**;⁵ and ane Lettre to be proclamit at findrie Burrowis, in **Lotheane**, for furnesing of wittalis; and to his wage,⁶ x s.

Dec. 28.—*Item*, to **SYM PENNANGO** to pas with Letteres to pe **LARD OF BALCLEWCHE** and vperis, aduertisand pame of pe **Inglistenne** cuming to the **House of Bille**,⁷ iij li.

¹ Many similar entries, unnecessary to be given here.

² He was sent again on Oct. 23.

³ Messengers

were dispatched to all parts of the kingdom prior to this date, with Letters to Barons, &c.

⁴ In consequence of

these 'tythingis,' fresh Proclamations were issued, calling on the liegis to be in Edinburgh on Jan. 5 next, with twelve days' provisions, &c.

⁵ Bonfires or bale-fires.

⁶ Letters were also dispatched to the LAIRDS of

'BRANXHOLME, FARNYHIRST, MARK KER, and WARDANIS of the MYDDILL MARCHIS fornent Ingland, ALEXANDER HUME, vmquhile TUTOUR of WEDDIRBURNE, JOHNE HUME of BLACATER, WILLIAME COKBURNE of THAT ILK, and LORD HUME, chargeing thame to be in Edinburgh the last day of this instant moneth.'

⁷ On Dec. 29, Proclamations of new issued for the BARONS, &c. of Edinburgh, Lanark, and Peblis, &c. to be in Edinburgh, on Apr. 8,

APPENDIX.

Jan. 13, 1532-3.—*Item*, to Johne Gurlaw, messingeir, Letteris to charge pe ABBOTIS OF KELSO, DRYBURGHE, MELROSE, and JEDBURGHE, to remane in thair Abbacyis, substantiuslie accompanyt, weill bodine, &c. for Defence of the realme,¹ xx s.

Jan. 27.—*Item*, to Williame Mure, messingeire, quhilk raid at pe poist to NEWBOTTILL, MELROS, and CAULDSTREME, to cause prouisione be maid for Resaving of the Franche Ambassatour callit STEPHANUS AQUEUS,² xxv s.

Feb. 10.—*Item*, deliuerit to Dauid Blair to pass with Letteris to Johne Canosoun and Lord Maclane, to cause pame cum to pe KING, weill accompanyt, for Defence of the realme, v ti.

Feb. 28.—*Item*, to Johne Brovne, skippar in Leithe, for pe fraucht of his schip in pe quhilk my Lord of Aberbrothok, Ambassatour, past in Fraunce, I^cxlvi ti. xiiij s. iiij d.

Item, to Merchemond, HERALD, quhilk past with pe forsaide Ambassatour, xl ti.

Mar. 1.—*Item*, to Williame Mure, to pas with ane charge fra pe LORDIS to pe LARD OF DUNDASS for keepng of the House of Inchegarby,³ vj s.

Mar. 13.—*Item*, to Johne Cobe, to pass with Letteris to pe ABBOTTIS OF NEWBOTTILL and MELROSE and PRIORESS OF CAULDSTREME, for Resaving of the Legat, xx s.

May 28.—*Item*, to Williame Cristesoun to pass to CAULDSTREME with Writtingis fra pe FRAUNCHE AMBASSATOURIS to be send to the Erle of Northumbirland, xx s.

Jun. 13.—*Item*, to Ormond, PURSEVANT, to pas in the Blis with Writtingis of pe KINGIS for the Inglis Schipe quhilk Maclane take,⁴ viij ti.

Jun. 22.—*Item*, to ane boy to rynne to NEWBOTTILL, with ane Writting, schewand pat the Ambassatour, BEWES, and the Commissionaris, wauld be with him on the morne, viij d.

Item, to Alexander Mure, quhilk brocht Writtingis fra the King of Denmark, to his rewarde, xxx ti.

Item, to James Murray to pass to CAULDSTREME, at pe post, all nycht, with ane Writting to pe PRIORESS to provide for Monsr. Bewes and the Commissionaris, xx s.

Jun. 24.—*Item*, to Andro Dischintounne to pass to CAULDSTREME at pe post with ane Writting fra MONSOUR BEWES to pe ERLE OF NORTHUMBERLAND, for ane Conduct to our Commis-sionaris, xx s.

Jun. 27.—*Item*, to MAISTER JOHNE LAUDER to pass to Rome in the Kingis erandis, maid in fynance, v^c frankis, ij^clxij ti. x s.

Item, gevin to him at his departing, to by him Horsis and vperis necessaris,⁵ xl ti.

Item, to MY LORD MAXWELL for his seruice done spoure the Bordour, be pe KINGIS confideratioune, and Precept pairupoune, ij^cxxxij ti. vj s. viij d.

Jul. 11.—*Item*, to Johne Gurlaw, to pas at pe Post to pe KINGIS grace with Letteris fra pe LORDIS, certefeing his grace of the hame cumming of the Commissionaris, xiiij s.

Jul. 16.—*Item*, to Ar^d Hoge to pass with Letteris to the Newcastell to the Commissionaris of England, ij ti.

Jul. 24.—*Item*, to Ormond, PURSEVANT, to pass with Letteris to Johne Canosoun and Maclane for the Kingis Schipe, x ti.

Item, to pe WALISMAN (Welchman⁶) quhilk come heir, propynit, callit James Griffon, I^c ti.

with thirty days' victuals; those of Fife, Forfar, Perth, &c. on Feb. 7, with thirty days' provisions; Inverness, Aberdeen, &c. on Mar. 9.

¹ Other Religious Houses, North of the Forth, &c. were commanded 'TO SEND THEIR HOUSHALDIS TO THE BORDOUR, with the next Quarter.' In other districts the lieges were ordered to accompany their 'Weismenne,' (Chiefs,) as soon as 'thai be warnit be BELIS, (bonfires,) or vthirwayise.' ² On Feb. 15, a macer was dispatched to Pittinweme to get a 'schipe reddy within vj dais for careing of THE ABOT OF ABIRBROTHOK AMBASSATOUR to the partis of FRAUNCE.' ³ Other proprietors and Captains of CASTLES, &c. got similar commands. ⁴ Messengers were

also sent to Orkney, &c. 'to desist fra all making furthe of WEIR-SCHIPPIS incontrair the INGLISMEN, for weill of Peace.' ⁵ Many other payments for dresses, freight 'of ane litill Schip in the quhilk he past in FLANDRES,' &c.

⁶ See Oct. 21, 1534.

- Item*, for ane purse to put þe said money intill, iiij s.
- Jul. 25.—*Item*, to David Dronane to pass with Letteris to þe Scherreffis of ED^B, BERVIK, PEBLIS, ROXBURGHE, and SELKIRK, and to þe Burrohis of DUNBAR, &c. chargeing all maner of men be redy vpoun xxiiij houris warnyng, with xx dais wittalis, for Resisting, &c. : AND als Letteris to be proclamit at DUNBAR, HADINGTOUNE, and LAUDER, chargeing all personis on þe COIST-SYDE to aduert that na Inglis Schipe arrive thairupoun, and to his wage,¹ xx s.
- Jul. 29.—*Item*, to ane boy to rynne with Writtingis to þe KINGIS grace, in Sanct Johnestowne (Perth), iij s.
- Aug. 4.—*Item*, to ane boy, &c. &c. in Falkland, ij s.
- Item*, to Williame Mure, to pass with ane Lettre to be proclamit at SELKIRK, PEBLIS, and MOFFAT, that na man hunt in Megotland, ASKDALE-MURE, TWEDE-MURE, &c. vnto þe KINGIS cuming,² xx s.
- Aug. 6.—*Item*, to Castellaw, to pass with Letteris to be proclamit at þe Bordouris, for ane þe dais abstinence,³ xiiij s.
- Sep. 26.—*Item*, to Andro Hammiltoun, to pass with Letteris, chargeing þe WARDANIS OF þe MYDDILL MARCHIS and þe LARD OF BUCHCLEUCHE⁴ to raise the cuntre to pass bpoun the Cheffis, to releif þe Gentillmen laitlie takin be pame, and pair gudis—and to his wage, xvij s.
- SUMMA totalis expensarum Leporariarum, (THE KING'S HOUNDS), ij^clxx fi. xij s. ix d.
- Oct. 7.—*Item*, to James Flew, INGLISMAN, be þe LORDIS command, at his way-passing, vj fi.
- Oct. 10.—*Item*, to GEORGE HEREOT, Goldsmyth,⁵ for mending of ane of þe Kingis filuer stolpis,⁶ viij s.
- Nov. 30.—*Item*, to MAISTER JOHNE BALLENTYNE, be þe Kingis precept, for his lauboris done in translating of Liúie, xx fi.
- Dec. 31.—*Item*, þe last day of December, deliuerit to SCHIR MICHELL DYSART, and his marrohis,⁷ be þe KINGIS Precept, to be thaim Play-Coittis, agane New-Zeir-Day, xv elnis bukrain, reid and yallow, price of þe elne xxx d. l fi.
- Jan. 3, 1533-4.—*Item*, deliuerit to þe KINGIS grace, quhill his hienes gaif to ane Irland clairschochar,⁸ x fi.
- Jan. 7.—*Item*, to Cuthbert George, to pass with Writtingis to caus THE ERLE OF MURRAY cum to ED^B to advise apone the Ambassatouris Depesche, iij fi.
- Jan. 22.—*Item*, to MAISTER JOHNE DROCHT, be þe Kingis Precept, to be him ane Gowne and ane Hugtoun, vj elnis ferge, price of þe elne x s. iij fi.
- Item*, to be him ane Doublet, an elne double worset, price xxvj s. viij d.
- Item*, to be him ane pair Hose, iij quarteris franche gray, price x s. vj d.
- Item*, to be him ane Bonet, price xvij s.
- Feb. 19.—*Item*, to James Murray, to pass with Writtingis to þe ERLE MONTROISE and SCHIR JAMES HAMMILTOUN, chargeing pame to keip the Day of Justicierie betuix the Sympillis and the Curynghamis,⁹ xx s.

¹ Similar Proclamations were made throughout the whole kingdom, and 'for RESISTING OF THE INGLIS SCHIPPIS.'

² Large payments made to James Colville of East Wemyss, COMPTROLLER, for his services at Newcastle, 'to TREIT THE PEACE,' and to THE SECRETARY for 'his super expensis quhen he was in Fraunce,' and for JOCALIS (jewels) gevin be him sindrie tymes to THE KINGIS grace. ³ On Aug. 18, a Proclamation to be made that this cessation from hostilities should be 'kepit, quhill the x day of September.'

⁴ Similar Letters sent to LORD MAXWELL and THE LAIRD OF JOHNSTONE. ⁵ Probably grandfather of the celebrated GEORGE HERIOT, the founder of the Hospital. ⁶ Stowps, flagons. ⁷ Fellows, companions. ⁸ An Irish (Ersche, or Highland) player on the Clairschaw, which was a kind of Harp. Monipennie says, 'The strings of the clairschoes are made of brasse-wire, and the strings of the harps of sinews.'

⁹ See I. * 166, &c., for notices relative to these deadly Feuds, which caused a great excitement in the country. ⁹ See I. * 166, &c., for notices relative to these deadly Feuds, which caused a great excitement in the country.

APPENDIX.

Mar. 25, 1534.—*Item*, to Adam Stewart to pas with Letteris to LORD ZESTIR to caufe him bring certane Thevis quhilk he tuke, to be Justifeit, and to his wage, xiiij s.

Apr. 18.—*Item*, to Rothesay, HERALD, to pass to pe ERLE OF ROTHESE to Resaue the Castell of Sanctandrois,¹ xxxiiij s.

Apr. 27.—*Item*, to Rothesay, HERALD, deliuerit Letteris to Dundee, Perth, Sanctandrois, Dunfermeling, &c. to inbring thair Tairtis for furnesing of Wageouris:² AND Letteris, elikuise, for Wapinschawingis: Alsua deliuerit to him Letteris for Bulwerkis and Defensis to be maid at DUNDE, SANCTANDROISE, CARALE, PETTINWEME, ANSTRUTHIR, DYSART, KIRKAULDY, KINGORNE, and INNERKETHING; and to his wage,³ v li.

May 4.—*Item*, to ane man quhilk come fra pe PRIORESS OF CAULDSTREME with Writtingis now cumin out of Fraunce to MONS^r BEWIS, AMBASSATOUR,⁴ v s.

May 26, 1534.—*Item*, to DAVID LINDESAY, Herald, passand with pe saidis Ambassiatouris, to his expensis, ij^c frankis, *summa*,⁵ I^c v li.

Jun. 14.—*Item*, to Malcolme Gourlaw, deliuerit for x carage horfis tursand pe KINGIS Palaeonis to the Hunting, pe space of ix dayis; and ane horse quhilk brocht the Bed⁶ furth of Striuling, ix li. ij s.

Jul. 3.—*Item*, to pe ARCHIDENE OF DURAME, Inglis Ambassatour, quhilk come for Confirmatione of the Pece⁷ to his reward, ane hundreth Angell nobillis, *summa*, I^c lv li.

Item, to Maister Magnus, sclyke, Ambassatour, ij^c li.

Item, for twa purfis of crammesfy fatin to put pe said money in till, xxviiij s.

Item, to the Inglis Potar,⁸ xxx li.

Item, to Berwik, HERALD, l li.

Item, to pe b Archearis that schot with the Kingis grace,⁹ xxv li.

Jul. 9.—*Item*, to pe ABBOT OF KINLOSS, quhilk past to LONDON to resabe the King of England aithe (oath) apone the Confirmatione of the Pece, I^c xlviiij li.

Item, to Maister Adam Otterburne, passand to LONDON for treting of the Pece, and pair remanand fra xxvj day of November to pe third day of Junij last bipast, to his expensis, vi^c li.

Aug. 27.—*Item*, deliuerit to Johnne Murray ane blak bonet, to cobir ane Steil-Bonet to THE KINGIS grace, price pairof, xiiij s.

Item, to be ane tyyet to the said bonet, and ane ryding tyyet to ane vpir Bonet, ane elne taphety of pe cord, price pairof, xx s.

Item, deliuerit to THE KINGIS grace ane Relict of Sanct Duthu, set in siluer, weyand xxxvj vnce iij grote wecht, price of pe vnce iij s., *summa*, xxvij li. xvij s. iij d.

Item, for making of pe samyn, v li. ix s.

Aug. 31.—*Item*, to Johnne Drummond, wrycht, for bringin of the thre Cannons furth of Drumfreise, in all expensis, lxvij li. xvij s. iij d.

¹ Two Messengers-at-arms accompanied him. ² Hired soldiers; mercenaries. This was the first step towards the formation of a standing Army. Considering the precarious character of troops formed of raw levies of country men bound to military service, and the indifferent manner in which they were equipped, it is truly extraordinary how such bodies should have been able to withstand the onset of the well appointed and disciplined forces of THE ENGLISH. When these circumstances are kept in view, the rout of the Scottish Army at FLODDEN ceases to be matter of surprise.

³ Similar commands sent to THE EAST AND WEST COASTS, &c. throughout the kingdom. ⁴ Large payments were made at this period to the 'Ambassatouris,' MONS^r. DE FLURIE, MONS^r. BEWES, 'and with thame THE ALMANE,' (German.)

⁵ Large payments made to the SECRETARY during his Embassy to France. The rate of his personal charges was viij frankis, or iiij li. iij s. *per diem*. ⁶ The 'Letta-camp,' (*lit-du-camp*), regarding which numerous entries are to be found in this and the preceding Appendices.

⁷ PINKERTON, II. 325, asserts, that 'the ORDER OF THE GARTER was remitted to JAMES by the hands of Lord William Howard, brother of the Duke of Norfolk; and the young monarch soon after received that of THE GOLDEN FLEECE from the EMPEROR, and that of ST MICHAEL from FRANCIS. See the Appendix, I, * 289, under date Jul. 13, 1537. ⁸ The Prothonotary. ⁹ Many other instances of the King's urbanity are to be found in these extracts. The present probably arose out of a challenge to the five best Archers in the Ambassador's train.

APPENDIX.

Sep. 3.—*Item*, to Edward Stewart, *Falconar*, to mak his expensis, and thre servandis, passin with *Walkis* to the King of England, lvj ti. xij s. iiij d.

The Expensis maid apone the Schip and Marynaris feis, sene scho come to DUNBERTANE.

Item, in primis, to xij marinaris pat wes send hame fra pe SCHIP, be pe space of thre oulkis wagis fra pe thrid day of September (1534), xvij ti.

Item, payt in Glesgow to xiiij men quhilk war left with pe schip to bring the King out of Argyle, for ane monethis wagis, begynnand pe said thrid day of September,¹ xxviiij ti.

Item, to ane seruand of COCLEUS, quhilk brocht fra his Maister ane Buik, intitulat, to his reward, l ti.

Oct. 11.—*Item*, to Thomas Myllar, carter, to pass to fetch ane broken Gun of THE LORD MAXWELLIS furth of the Langhulme, to be brocht to Ed^a to pe melting, deliuerit to him, v ti.

Item, to THE LORD MAXWELL, be Lordis Auditouris of Chekar command, for pe vj Gunnaris wagis remanand with him at pe Bordouris, quhilk wes omittit in our last Comptis, xl ti.

Oct. 21.—*Item*, to JAMES GREFOUND, *Walisman*,² commandit be pe LORDIS to be gevin at his departing toward Flanderis, lx ti.

Item, to MY LORD MAXWELL, for pe Keeping of the House of Armtage and Keeping of the Inhabitantis of Liddisdale, be pe space of sevin monethis, viz. fra pe last day of Nouember to pe fyrst day of Julij, havand in pe moneth l^c ti., Vij^c ti.

Oct. 22.—*Item*, ane Bonet to James Stewart, price xx s.

Item, to be ane Gowne to THE KINGIS gracie Dochter, iij elnis veluet, price pairof pe elne liij s., *summa*, viij ti. xvj s.

Item, to be hir ane Kirtill, x quarteris fatyne, price of pe elne xxxij s., *summa*, iiij ti.

Item, to lyne pe samyne, v¹/₂ elnis sustiane, xxij s.

Item, to be hir sarkis and heid clathis, vj elnis Holane claith, price of pe elne vj s. *summa*, xxxvj s.

Oct. 24.—*Item*, send to THE KINGIS grace with George Steill, xij dosane Luyt stringis, price of ilk dosane v s., *summa*, iij ti.

Item, send with pe said George certane fyne Picturis of Flanderis, cost fra Johne Browne, to THE KINGIS grace, price pairof, xvij ti.

Item, vij fyne Drinking glassis for THE KINGIS grace, xliij s.

Nov. 23.—*Item*, to be schabing clathis to THE KINGIS grace, iij elnis small Holland claith, price of pe elne xiiij s., *summa*, xliij s.

Dec. 28.—*Item*, (in Struiling) for iiij¹/₂ elnis and ane quarter sad grene, to covir the *Matronis*³ in the Kingis Study, price of pe elne xiiij s. iiij d., *summa*, iij ti. iij s. iiij d.

Item, to certane Play Gownis to the Kingis grace to pass in Maskine, xxiiij elnis Scottis quhyte, price pairof, v ti. xviiij s. vj d.

Item, to be pe tothir half of pe saidis Gownis, xiiij¹/₂ elnis Scottis blak, price pairof xj ti. xvj s.

Item, to Robert Spittall, for makyng of pe saidis Gownis, iij ti.

Dec. 29.—*Item*, deliuerit to pe KINGIS grace, in Streuiling, to play at the Cartis, xliij ti.

Jan. 13, 1534-5.—*Item*, send with Weddaill, futeman to pe KINGIS grace, in Struiling, ane dosane Lute stringis and xij hankis of small wyre, price pairof, xx s.

Item, to Thomas Rynd, goldsmyth, for certane Golder werk, cost be William Hammiltoun to pe KINGIS grace agane New Zere Hies, as ane Compt, subscriuit be pe said William, beris, l^c xxiiij ti. xij s.

¹ These two entries form the commencement of the Account, which occupies five folios, and amounts to L.502, 13s. 11¹/₂d. There are no interesting items, the payments being for wages, victuals, timber, cables, &c. No date is affixed to the general account, but it appears to have been rendered early in October, 1534. ² 'GREFFON,' or Griffin. See Jul. 24, 1533. ³ Desks, O. Fr. *Lettrin*, *letrin*.

APPENDIX.

- Item*, for garnesing of ane bust¹ for unctmentis² to pe KINGIS grace, siluer, and fassoune, xxxij s.
- Jan. 31.—*Item*, for vij dosane of Whit stringis to pe Kingis grace, deliuerit to Maister John Coldoun, lvj s.
- Jul. 28, 1535.—*Item*, to x careage horfis, tursand the Kingis graces Paillzeonis to the Hunting in Hegotland, be pe space of xvij dayis, ilk horse apone pe day ij s., *summa*, xvij ti.
- Item*, to Malcome Gurlaw, for his avne wagis, tursand and stentand the saidis Paillzeonis, xx s.
- Item*, to iij careage horfis, tursand the Walbertis,³ at pe said Hunting, be pe space of xvj dayis, iij ti. xvj s.
- Aug. 5.—*Item*, to the Droiche,⁴ be my Lord Thesauraris command, to lous his clathis fra the tailzeouris, xx s.
- Aug. 15.—*Item*, to David Dronar, to pass with ane charge to MY LORDIS MAXWELL and FLEMYNG, to keip meting with the Inglismen for Liddisdaill, xxxij s.
- Aug.—*Item*, furneist to the Ambassiatouris, to vpset pe inlaik⁵ of pe iij^m. Crovnis gevin be his grace, extending to v s. of euery Crovne, quhilk extendis in pe baill to I^m. frankis, *summa* pair of, V^e. ti.
- Item*, to perfurnes pe baill fynance quhilk pe TOVNE OF ED^B. suld haue furnest, pat wantit ij^c. frankis, *summa*, I^c. ti.
- Oct. 1.—*Item*, to James Lindefay, FALCONAR, to pass with Walkis to the King of Ingeland, to his expensis, lx ti.
- Item*, to pe said James, for his childeris expensis, pe tyme his hienes wes at the Hunting in Hegotland, vi ti.
- Nov. 2.—*Item*, to KATHERINE HAMMILTOUNE, be pe KINGIS graces command, in compleit payment of pe sovme of lxxx ti. for hir Artillery, xxx ti.
- Item*, be pe KINGIS graces command, to RICHART HUME, Inglis manne, quhilk suld mak Violis to the Kingis grace, to by stufe for pe samin, xx ti.
- Dec. 24.—*Item*, to Makcaw, Nureis, be pe KINGIS graces command, to hir reward for fostering of pe KINGIS graces dochter, xiiij ti. vj s. viij d.
- Item*, to pe INGLIS BOWAR, for ane dosan of Botwis, deliuerit be him, at pe Kingis graces command, to ane servand of Johne Canochsonis, vij ti.
- Dec. 29.—*Item*, to pe LORD ERSKYNNIS sone,⁶ quhilk past in France, xx ti.
- Item*, to George Wallace, for outredding of the Kingis graces schip towart Deip, and fra thyne to Burdegus, payand his Marymaris half hyre in hand, and pe remanent in DEIP; as pe said George compt particularye beris, I^c.xij ti. iij. s. x d.
- Dec. 30.—*Item*, to MY LORD SECRETAR, to his expensis returnand throu Ingeland to my Lordis Ambassiatouris in France, iij^c. ti.
- Item*, to my Lord ABBOT OF KYNLOSS, quhilk he gaif to the Inglis currour,⁷ at pe KINGIS graces command, iij ti.
- Item*, to pe said ABBOT, to his expensis cumand throw Ingland with MY LORD SECRETAR, deliuerit be my Lord Thesaurar in France, I^c.xvi frankis, *summa*, lxxij ti.
- Jan. 19, 1535-6.—*Item*, to Richart Hume, Inglis man,⁸ xl ti.
- Feb. 1.—*Item*, for ane App to pe KINGIS grace, vj ti.

¹ Buist; chest, box. ² Unctments, (ointments.) Probably perfumes, &c. ³ Hunting spears, &c. ⁴ THE DWARF. This personage was in great favour at Court, and had a regular pension and liveries, which regularly appear in these Accounts. ⁵ To balance the deficiency. ⁶ It does not appear which of the sons of John, fourth Lord Erskine, this alludes to. ⁷ Probably the Courier, who brought the Letters of Safe Conduct to pass through England. ⁸ Who had been employed to make 'Violis' to the King. See Nov. 2, preceding.

Feb. 18.—*Item*, to be ane schort coit to Lord James,¹ vj quarterris blak fatyne, price of pe elne, xxx s. xlv s.

Apr. 26, 1536.—*Item*, fend to pe KINGIS grace, with Schir Constantyne Abannay, ane dofane Wote stringis, price vj s.

Sep. 24.—*Item*, to Butt, PURSEVANT, to pas to summond ane Assise to the Lord Home and Lord of Edmestoune, xx s.

Sep. 25.—*Item*, to James Biffatt, Messinger, to pas with Letteris to pe PROVEST AND BAILLEIS OF DUNDEE AND SANCT JONESTOUNE to ferche and feik JOHNE BLACAT and GEORGE LUWETT, suspect of the Hangeing of the Image of Sanct Francis; and to his wage, xx s.

Item, to Ercht, messinger, to pas and charge pe LARD OF DUNDAS and CAPITANE OF DUNBERTANE to kep suirlie the Lardis of Blacadir and Johnestoune, xx s.

Oct. 10.—*Item*, to Peter Thomesoun, to pas and summond the Lord Home and Lord Edmestoun, xl s.

Oct. 18.—*Item*, be pe Kingis gravis Precept and speciall command, gebin at his gravis departing, to thre seruandis pat seruis pe LADYIS IN COWPAR, to be pame thre Gownis,³ xix elnis ruffatt, xj li. viij s.

Oct. 31.—*Item*, to James Coluill, messinger, to pas with Letteris, chargeing ALL pe GENTILMEN within pe schereffdom of LYNLYTHQUHOW, STRIUELING, PERTHE, and MENTEITHE to pas with MY LORDIS REGENTIS to the Asssegeing of Edzarstoun,⁴ xx s.

Nov. 2.—*Item*, deliuerit to Schir Henry Balfoure, Chaplane, to be gebin in Almohse to the pure houshalderis to pray for the Kingis gravis prosperus returnyng,⁵ viij li.

Nov. 12.—*Item*, to Arthe, messinger, to pas with Letteris to pe ERLE OF MORTOUNE, Erle of Marschell, Abbot of Newbottill, Abbot of Melrose, and Lord Seytoun, for ane Conbentoun, to be had in ED^B, pe xvij day of pe samyn monethe,⁶ xiiij s.

Nov. 15.—*Item*, to Johnne Coib, messengeir, to pas to summond ane Assise bpoun the Theif callit Laidlaw, quhilk was tane be my LORDIS REGENTIS in pe toune of JEDBURGHE, xx s.

Nov. 29.—*Item*, pe pennult day of Nouember, deliuerit to pe said Sr Henry, to pe effect forsaid, x lib.

Item, be command of MY LORDIS REGENTIS, to Malcolmetrische, balding in Ward in the Castell of Edinburghe, for gude rewill of pe cuntré, to his expensis, x lib.

Dec. 21.—*Item*, to PATERSOUNE, PURSEVANT, to pas and summond ane Assise to the Lord Homeis menne, vj s. viij d.

Jan. 1536-7.—*Item*, be my LORD REGENTIS command, to ROBENE HART, alias Rothesay Herald, in recompense of his travell at the Kingis first departing, becaus he was at pat tyme bot wagit to Lundoune, xx li.

Jan. 26.—*Item*, to RAE, Inglisman, quhilk come for ane Conduct to Rauff Saddlar, INGLISMAN, iij li.

Feb. 24.—*Item*, to RAE, Inglis Pursebant, be pe command of my Lordis Regentis, iij li.

Mar. 6.—*Item*, to RAE, &c., be pe command, &c. xl s.

Mar.—PURSUIVANTS and Messingers got large payments to pas with Letters to THE BARONS, &c., 'for thair honest preparing agane the Kingis gravis hame-cumyng,' &c.

Apr. 1. 1537.—*Item*, to THE CHAPELLANIS OF LAWRETE, to pray for the Kingis grace, xiiij s.

¹ The King's natural son, afterwards Earl of Murray, Regent of Scotland.

² They were again summoned

on Nov. 7, following.

³ They also got 'doublattis,' 'hoise,' and 'bonettis,' to correspond.

⁴ A number

of messengers were sent with similar warnings to 'THE MAISTER OF ARTALZERIE,' to the 'Lard of Cesfurd, to ly about Edzarstoun'—'to caus OXIN be reddy at ye cumyng of YE GUNNIS within thair boundis,' &c.

⁵ Prayers

appear to have been publicly offered throughout Scotland.

⁶ Other summonses sent in various directions.

APPENDIX.

Apr. 15.—*Item*, to RA, Inglis Purfevant, quhilk come with Writingis fra the Duke of Northfolke for deliuerance of pe CHARLTONIS, xxx s.

Apr. 23.—*Item*, to Rothesay Harrold, to pas to Ingland to pe KINGIS grace, being pan in France, with Writingis fra MY LORDIS REGENTIS, xl ti.

Item, to Vmfray Murdoche, to pas with pe said Rothesay to LONDOUNE, and to returne agane with sic nouvelles and instructionis as plesis pe said Rothesay to fend with him, xv ti.

Apr. 25.—*Item*, to RAE, Inglisman, quhilk brocht Writingis fra the Duke of Northfolke to my Lord Regentis, iij ti.

Item, to William Mure, messinger, to pas and charge THOMAS KIRKPATRIK OF CLOSBURNE, to present twa Theiffis,¹ takin be him in pe Tolboithe of ED^W. pe ix day of Maij, and to his wage, xx s.

Item, to Thomas Hammiltoun, maister, for his lauboris done in Serching of the Heretikis in the West land, xxx s.

May 19.—*Item*, to pe said RAE, Inglis Purfevant, quhilk brocht Writingis, iij ti.

May 25.—*Item*, to Cuddy George, messingeir, to pas to summond the Menne of Aïre to compeir befor pe LORDIS, anent pe geir of pame quhilk was conbict of Heresy, xx s.

Item, deliuerit to Williame Mure, Letteris to pe SCHERREFFIS of Kincardin, Drumfres, Sterling, Peblis, Selkirk, Perth, and Abirdene, xl s.?

‘THE QUENIS GRACE (QUEEN MAGDALENE’S) ENTRAY IN EDINBURGHE, AND CORONATIOUNE.’

Item, siclik Letteris to pe Scheriffis of Edinburghe, principall, and within pe Constabilrie of Hadingtoun and Beruic,² for the Conuocatioun of the Baronis to the Quenis grace entray in Edinburghe and Coronatioun; and to his wage, xx s.

Jul 7.³—*Item*, to ane Maister to pass to Leith, to charge Wallace to haue his Schip reddey, viz. pe MARY WILLYBE, incontinent, to the Raide, ij s.

THE QUENIS GRACIS TYREMENT.⁴

Item, to ane PURSYVANT, to pass till DUNDE, to charge pe INHABITANIS pairof to bring thare Blakis⁵ to Edinburghe, incontinent, for the Quenis Tyrement, xv s.

Jul. 8.—*Item*, deliuerit to Payntouris, for iiij^c. Armyis at the Quenis Obit, xl ti.

‘THE QUENIS OBIT, NONO JULIJ.’⁶

Jul. 9.—Great quantities of Black ‘Scottis Claith’ and ‘Franche Blak’ were purchased for ‘GOWNIS, COITIS, and HUDIS,’ and ‘BONETTIS,’ &c. to the retainers and servants of the Court. As the subject is so remarkable, pretty copious selections shall be given.

Item, refaut fra Maister Adam Ottirburne, thretty elne Holland claith, deliuerand to James Scrymgeour, to be Valis to the Franche Ladyis, price elne viij s., xij ti.

Item, xxij elne QUHYTE SATYN to be Craceis upon the Veluet, price elne xxvij s.,
summa, xxxj ti. vj s. vj d.

¹ By another entry, on May 25 following, he was ordered to deliver ‘NINIANE DUNWEDY and his marrow, vnder the pane of putting to the horne.’ These were the twa Theiffis alluded to. ² All the other Sheriffs got similar notices.

³ There can be no doubt that this was the day of the Queen’s death. Without multiplying authorities, see Jul. 7, 1539, &c., of this Appendix. The date of the Obsequies, performed in Jul. 1538, is carelessly left blank.

⁴ Interment; Funeral obsequies. For many curious particulars relative to the amiable QUEEN MAGDALENE, see *Mr Pinkerton’s History*. *Mr Tytler’s* researches also may be expected to throw much light upon the History of this period. *Pinkerton*, following *Buchanan’s* authority, fixes Jul. 7 as the day of Queen Magdalene’s death. *Leslie*, p. 153, says, ‘Scho deceissit the xth day of Julij, and was buryit in the Abbay Kirk of Hallyrude-hous.’

⁵ All authors are agreed that the public regret was so great, that this was the first occasion of a general PUBLIC MOURNING. Indeed *Buchanan*, who was an eye-witness, says it was the first instance of MOURNING DRESSES having been worn by the Scots, ‘which even now, after forty years, are not very frequent, although public fashions have greatly increased for the worse.’—*Buch.* Book XIV, 52.

⁶ This date refers to the period when ‘Master Thomas Marioribankis’ entered into office as Clerk to Robert (Cairncross), Abbot of Holywod, Lord High Treasurer. The furnishings for THE FUNERAL OBESEQUIES were expended under different heads; the ‘Broadstar,’ or embroiderer; the ‘Maister Stabillar,’ &c. had each the charge of their own respective departments.

APPENDIX.

<i>Item</i> , aucht elne veluet deliuerit to the <i>Tapesar</i> , ¹ price elne l s., <i>summa</i> ,	xx ti.
<i>Item</i> , xxviiij Holland claith, price elne ix s., <i>summa</i> ,	xij ti. xij s.
<i>Item</i> , ten elne vterfyne ² to be ANE GOUNE to ane <i>Franché Preist</i> , COIT and HUDE,	xiiij ti. vj s. viij d.
<i>Item</i> , tua pund sex vnce of blak sewin filk to be <i>Frenzeis</i> to the <i>Quenis Cobme</i> , ³ ix ti. xv s.	
<i>Item</i> , tua grete hankis of gold to the <i>Browdster</i> ,	xliij s.
<i>Item</i> , ⁴ sex <i>Grete Armys</i> ⁵ and sex small, price of pe <i>Werkmanschip</i> and sewing of pe <i>Grete Armys</i> ,	iiij ti.
<i>Item</i> , for pe small <i>Armys</i> ,	xxx s.
<i>Item</i> , for making of twa <i>Crucis</i> , ane grete and ane small,	xv s.
<i>Item</i> , fyftene elne grete <i>frenzeis</i> , ⁶	xv s.
<i>Item</i> , twenty aucht elne small <i>frenzeis</i> ,	xviij s. viij d.
<i>Item</i> , aucht <i>knoppis and fassis</i> ⁷ making, price,	vij s.
<i>Item</i> , to my <i>Lord Thesaurar</i> ij steikis ⁸ blak <i>Veluet</i> , contenand xliij eln, price eln lvj s. <i>summa</i> ,	lxx ti. viij s.
<i>Item</i> , mair to him, vij elne iiij quarteris and ane naill blak veluet,	xxj ti. xvij s. vj d.
<i>Item</i> , xix elne small <i>Holland claith</i> ,	xiiij ti. vj s.
<i>Item</i> , fra <i>MASTER FRANCISE BOITHUILIS WYFE</i> , to the <i>Quenis Tyrement</i> , x elne <i>Purpure veluet</i> , price elne iiij ti., <i>summa</i> ,	xxx ti.
<i>Item</i> , foure elne of <i>Franché blak</i> , to be ane <i>Fute Mantill</i> and ane harnessing to the <i>Kingis Grace Mule</i> , price elne xxx s., <i>summa</i> ,	vj ti.
<i>Item</i> , tua elne bukram, to lyne pe said <i>Fute Mantill</i> about pe bordouris,	vij s.
<i>Item</i> , tua elne tua quarteris <i>Franché blak</i> deliuerit to <i>Patrik Sklatar</i> to robir ane <i>Sadill</i> to pe <i>KINGIS</i> grace,	iiij ti. x s.
<i>Item</i> , five elne <i>frenzeis</i> of blak filk to pe <i>samyn fadill</i> ,	vij s. vj d.
<i>Item</i> , fra <i>William Keris wyfe</i> , sex elne <i>Scottis blak</i> to be <i>Harnessingis to Mulatis</i> , v ti. ij s.	
<i>Item</i> , thre quarteris <i>Scottis blak</i> to complete furth pe said <i>harnessingis</i> ,	xij s.
<i>Item</i> , tua dosane cordis of filk, price of ilk dosane ij s. viij d. to knyt pe <i>Harnessingis</i> of the <i>Kingis saidill</i> ,	v s. viij d.
<i>Item</i> , four dosane carddis ⁹ to fessin pe claith apon pe <i>harnessingis</i> ,	xiiij s.
<i>Item</i> , fax blak beltis to pe sex <i>Mulatis</i> ,	v s.
<i>Item</i> , thre elne canves to lyne pe teis of pe <i>Mulatis</i> ,	iiij s.
Jul. 10.— <i>Item</i> , to the <i>Kingis Tappesar</i> for pe <i>Ribbonis and Vestmentis</i> pat war maid for pe <i>QUENIS Tyrement</i> , viz. lx elnis, price elne viij d., <i>summa</i> ,	xl s.
<i>Item</i> , to pe <i>QUENIS</i> <i>Vestimentis</i> , liij elne ij quarteris blak . . . ¹⁰ bukram, price elne xl d., <i>summa</i> ,	ix ti.
<i>Item</i> , for half ane pund blak threid to him pe <i>samin day</i> ,	iiij s. iiij d.
<i>Item</i> , half ane elne <i>Crammesy Satyne</i> ,	xl s.
<i>Item</i> , deliuerit to <i>ROBERT HARVAR</i> , seruitour to my said <i>Lord</i> , ¹¹ to the <i>Quenis Tyrement</i> , xx elne j quarter blak veluet, price elne lvj s.,	lvj ti. xiiij s.
Jul. 11.— <i>Item</i> , deliuerit to pe <i>KINGIS</i> grace, in pe <i>Abbey</i> , ane <i>Pissane of Maille</i> ¹² and ane <i>Hudskule</i> , ¹³	xl s.

¹ The person who had charge of the Tapestry and hangings. ² Probably a kind of *superfine* cloth. ³ There are furnishings of additional silk from various merchants, amounting in all, with the above Funeral Pall, &c. to L.85, 13s. 9d. ⁴ This and a number of the following entries are in 'THE BROWDSTARIS Compt.' ⁵ Coats of Arms for the Funeral Pall and Canopy, &c. ⁶ Fringes. ⁷ Knobs and tassels or bunches. ⁸ Webs, pieces. ⁹ Silk cords or strings. ¹⁰ These left blank in the accounts. ¹¹ ROBERT (CARNCORSE) ABBOT OF HOLYROOD, Lord High Treasurer. This part of the Accounts was given in 'by me MASTER THOMAS MARIORIBANKIS, as Clerk to ane venerabill fader in God, Robert, &c.' ¹² A sort of gorget or defensive armour of mail for the neck. ¹³ This and the other Tournaying weapons were delivered by 'William Smeithbeird,' Armourer.

APPENDIX.

- Item*, for grathing and dighting of two *Pissanis* of *Maille* to be KINGIS grace, and ane *Habirgeoun*¹ of *Maille*, with ane certane nalis ourgilt to ane pair of *Brigantynis*,² x s.
- Item*, for beiring of xxij *Gebillings*³ and ane Blak stand of Harnes to be Abbay, viij d.
- Item*, for ane Grete *Suerde* hering to the Abbay and fra be Abbay agane, xvj d.
- Item*, for dighting and grathing of four *Dosane* of *Walbertis*, quhilkis be KINGIS grace had apone be Sey with him,⁴ xlvij s.
- Item*, for be dighting and grathing of two *Dosane* *Jedburgh-stallis*, xxij s.
- Item*, for grathing and dighting and tynnyng of ten *Twa-handit Suerdis*, l s.
- Item*, for dighting of (ane) ane *handit Suerde*, ij s.
- Item*, for be grathing of ane *Rappere*, ij s.
- Jul. 12.—*Imprimis*⁵ ane *steik*⁶ of *Blak Veluet* contenand xxj elne j quartar and 3 quartar, price of be elne lvj s., *summa*, lix li. xv s.
- Item*, fauld ane *steik* of *Scottis blak*, contenand xxvij elne, price elne xvij s., *summa*, xxv li. iij s.
- Item*, mair to my Lord *Thesaurar* ane *steik* of *Rowan*⁷ *blak*, contenand xxij elne $\frac{3}{4}$, price, xxxvij li. xij s.
- Item*, deliuerit to Thomas *Arthure* to be ane *Coit* with *slevis* to the Kingis grace, iij elne iij quartaris, of fyne *Parise blak*, price elne iij li., *summa*, xj li. v s.
- Item*, to lyne be foirsaide *Coit* with, iij elne $\frac{1}{2}$ of fyne *blak Taffatyis* of cord, price elne xx s., *summa*, iij li. x s.
- Item*, to *Dauid Zongar*, furrou,⁸ for *Mynnybaris* and part of *Quhyte skynnys* to lyne tua *Schonis* with thare *Hudis* to the *Ladyis* of *Honour*, iij li. xij s.
- Item*, deliuerit to be *Master Almosar*⁹ be *Dene Johne Wilsoun*, lxxx li.
- Jul. 13. *Item*, to ane boy to pas to *MELROSE* and *DRYBURGHE* to warne be *ABBOTTIS* to the *Queenis* *gracis Tyrment*,¹⁰ ij s.
- Item*, gevin in *arlis*¹¹ of thre *steik*¹² of *Clayth of Gold* coit to the Kingis grace in *LYONS*, and quhilkis his grace ressaute agane in *Parise*, ij s.
- Item*, coit to his grace, *ficlik*, in *LYONS*, two grete *lyaris* of *Turke* (Turkey) *werk*,¹³ price pairof, lxxxx li.
- Item*, coit *ficlik* xij *Couertouris* for *Burdys*,¹⁴ price of ilk pece iij li., *summa*, xlvij li.
- Item*, for MY LORD *ERSKYNNE* *superexpensis*, be tyme he was in *ENGLAND*, for *Stallacioun* of be KINGIS GRACE in the *Ordour* of the *Gartene*, send vnto his grace be his vncler be KING OF *ENGLAND*;¹⁵ as wes particularlie examinat apone be *Compt* gevin in be be said Lord, xlix li. xvij s. x d.
- The *Queenis* nyne *Pagis* and three *Allakayis* got black *Doublatis*, *Hoise*, and *Bonettis*.¹⁶
- Jul. 15.—*Item*, to Thomas *Arthuris* *seruand*, callit Thomas *Crag*, to be the Kingis grace ane *Ryding Coit*, four elne of fyne *Parise blak*, price elne iij li., *summa*, xij li.
- Item*, to lyne be foirsaide *Ryding coit*, fyve elne of *blak taffatyis* of cord, price elne xx s., *summa*, v li.
- Jul. 16.—*Item*, to Thomas *Arthure*, ane elne of *Parise blak* to be the Kingis grace *Schone*,¹⁷ l s.

¹ Habergeon. It is sometimes written *Hawbirscheoune*, and *Awberchoune*; being a coat of chain mail, wanting the sleeves. ² Armour for the thighs and limbs. ³ Javelins. ⁴ When he went to France on his matrimonial expedition. ⁵ This forms the commencement of another branch of these Accounts. ⁶ Piece or web. ⁷ Rouen, in Normandy. ⁸ Furrier. ⁹ This payment to the Almoner was for charitable purposes. ¹⁰ Messengers dispatched to the other Religious Houses. ¹¹ *Arrha*, an earnest penny. ¹² Pieces or webs. ¹³ Probably mats or Turkey-carpets. ¹⁴ Table-covers. ¹⁵ See Jul. 3, 1534, of this Appendix, I, * 293. Although the repayment of Lord Erskine's 'superexpensis' is entered here, the date of THE KING'S Investiture must have been a considerable time previous to this time. ¹⁶ It is unnecessary to give the details here. ¹⁷ Shoes.

- Item*, deliuerit to Robert Gib be pe said Patrik (Sklatar) to pe KINGIS Grace ane sadill coberit with Blak of the new fassone, furnyft with gyrthis and ledderis to pe samin sadill, price, xl s.
- Item*, for ane Harnessing of blak ledder, coberit with blak of the Franche fassone,¹ price, xx s.
- Item*, for twa pair of girthis and wamebrasis² for Armyne sadillis, vij s.
- Jul. 18. *Item*, to Thomas Crag, fyve elne Paris blak, to be pe KINGIS grace ane Ryding Groune with ane Hude, price elne l s., *summa*, xij li. x s.
- Item*, thre elne and 3 quartar of Parise blak to be pe KINGIS grace ane Ryding Cloik, price elne l s., *summa*, ix li. xv d.
- Jul. 19. *Item*, sevin quarteris, ane naile lefs, of fyne Parise blak, to be pe KINGIS grace ane pair of Hoise and ane Maill, price elne iij li., *summa*, v li. xv d.
- Item*, tua elne and ane quarter of Taffatyis of cord, to lyne pe KINGIS grace ane pair of Hoise, xlv s.
- Jul. 22.—*Item*, tane fra Mungo Tennand to be the Kingis Dule-Coit and Hude,³ and for pe making of pe samin, x s.
- Item*, for poyntis to pe tua Coitis and doublate, xvj d.
- Jul. 24.—*Item*, coft⁴ fra Henry Lillie, and deliuerit to pe said Tapesar, twa steikis⁵ of Double Dampostage⁶ to hing about the Quein, quhair pe VELUET hang, vj li.
- Item*, fra Thomas Todynar, &c.⁷ thre steikis xiiij eln ane quarter of Double Dampostage to hing as said is, xj li. x s.
- Item*, fra Johne Dowgall sevin elne Millane⁸ fustiane at pe LORDIS command, to put in the Chapell in the Palace, price elne v s., *summa*, xxxv s.
- Item*, fra pe said Johne, sex faldome cordis⁹ to pe samyn effect, xij d.
- Jul. 28. *Item*, to WILLIAM EDBE, Tapesar to pe KINGIS grace, xx li.
- Jul. 30. *Item*, to GILLIAM the Quenis Furrouer, xx li.
- Aug. 4.—*Item*, to Johne Gourlay, to pass with thre cloise Writingis to pe KINGIS grace at Temptalloun, viij s.
- Item*, to Johne Forsythe, to pass to Banff, Elgyn, Fores, Invernys, and vpiris placis neidful, to discharge the Erle of Murray of his Lieutenandrie in the North partis, to his expensis, l s.
- Aug. 18.—*Item*, to MASTER ALEXANDER BRAND, Keipar of the Glammys¹⁰ & Baky, xl li.
- Aug. 20.—*Item*, to PATRIK WEMYS, to gif among the Franche men and women at thare departing to France, iiij s.
- Item*, four elne 3 quarteris of gray, to be Hoiffing to pe KINGIS Standertis of his Letta-camp, xj s. j d.
- Aug. 21.—*Item*, deliuerit to William Calderwod, for ane pair Organis to pe Kingis grace Chapel, price of pame, lxxvj li. xiiij s. iiij d.
- Item*, to MASTER GEORGE BUCHQUHANNAN, at pe KINGIS command, xx li.
- Aug. 22.—*Item*, to Williame Smeithberd, for pe mending and grathing of tuelf steile Sadillis of pe KINGIS, iiij li. iiij s.
- Item*, for bukkillis, pendasis,¹¹ and vpir geir tane¹² be Robert Gib, iiij li. ij s.

¹ A number of similar entries, but too minute to be noticed here.

² Literally *Belly-bands*. Preparations for

the Tournament are strangely mingled with the funereal trappings.

³ The mourning Coat and Hood.

⁴ Purchased.

⁵ Webs, pieces.

⁶ *Dr Jamieson*, on the authority of *Cotgrave* and *Roquefort*, considers this 'to have been a kind of Temming or taminy, from O. Fr. *Ostade*.'—'A demy ostade, cut in panes like a Spanish leather jerkin,' *Cotgrave*.

⁷ In consequence of the sudden and unusual demand, the purchases were made from a great variety of tradesmen.

⁸ Milan.

⁹ Six fathoms of cords or ropes.

¹⁰ After the execution of Jonet

Lady Glammis, and the Forfeiture of her son.

¹¹ Pendants.

¹² Purchased.

APPENDIX.

Aug. 24.—*Item*, refaut fra Williame Haw, threttene elne vterfyne, to be four *Fute-Mantillis* and four *Harnessingis* to be Franche ladyis faddillis, price elne xxiiij s., *summa*, xv li. xij s.

Item, tuelfe elne Franche blak, to be thre of the gretast *Fute-Mantillis* and thre *Harnessingis* to be gretast Ladyis, price of pe elne xxxiiij s., *summa*,¹ xx li. viij s.

Aug. 25.—*Item*, to Biffate, Messinger, to pass to GLASGW, and vper places in pe WESTLAND, for *Horsis* to the *Queenis Ladyis*, xx s.

Item, deliuerit to the *Tapesar* be my Lord Thesaurar, xx li.

Aug. 28.—*Item*, fyve elne Parise blak, to cobir ane *Littar* of ane *Ladyis*,² price elne xxxiiij s., *summa*, viij li. x s.

Item, aucht scoir and aucht *Bukkillis* to be foirfaid ladyis, price of the pece viij d., *summa*, v li. xij s.

Item, ane hundreth *Pendissis*,³ and sex, price of pe pece vj d., *summa*, iij li.

Item, gevin for pe *Harnessing* of the *Pendessis*, plaittis, and bukillis, xxij s.

Item, for making ane covering to the *Chariot*, x s.

Sep. 4.—*Item*, gevin to PATRIK WEMYS, Master Houshald, xxij Crownis; to my LORD SECRETAR, vj Crownis, to gif ane part of the *Franche men*, at thare way-passing, *summa*, xxviij li.

Item, gevin to my LORD SECRETAR, pat he deliuerit to the *Franche Labendar* and hir husband, at pare away-passing, xl s.

Item, to twa seruandis of the *Queenis* (quhilkis) war nocht of mynde to have departit, and now desyris to depart; and now it is ordanit be pe Lordis of Counsale of Chekkar, ilkane of pame to have sex Crownis, *summa*, xij li.

Sep. 14.—*Item*, gevin to Patrik Wemys, to gif the *Tapessery* man that past to *Franche*, (France,) vj li.

Sep. —*Item*, to TWA DOCHTERIS of the *Lady Glammis*,⁴ twa pair doubill solit schone, price of pe pair ij s. ij d., *summa*, iij s. iij d.

Item, gevin to pame twa *Horsis*,⁵ ij s. viij d.

Item, tane fra James Corsby, an elne of blak to be *Horse* to pame, xx s.

Item, gevin to David Hoppringill, to pay for pare lugeing and meit, sa lang as pai remanit in EDⁿ, and pe said Davidis expensis to ryde with thame to Wadingtoun and Northberwick,⁶ xx s.

Sep. 17.—*Item*, deliuerit to sex *Franche Ladyis*, sex *Sadillis*, xij li.

Item, fyve new *Sadillis* to be Franche Ladyis, furnyft with brydillis, harnessing, and girthis, price of ilk sadill iij li., *summa*, xv li.

Item, ane pair of *Girthis* to ane pilgate, price, ij s.

Item, deliuerit to ane Francheman ane sadill, to ryde with the *Franche Ladyis*, price, xl s.

Item, to diuerse men and wyfis in pe Cannongate, for pe lugeing of the *Franche men* pat past away, in part of payment of ane Bill particularlye writtin and subscriuit with Master Johne Cowdanis hand, lxxxvij li. viij s.; payit pairof to pe saidis men and wyfis, lxxx li.

SUMMA totalium Expensarum (a Junij iij ad Sep. xxviij, 1537),

iiij^mvij^cxxxvij li. xvij s. j d. ob.

¹ Various similar entries.

² A number of other 'littaris' for the French ladies occur in these Accounts.

³ Pendants.

⁴ What the names of these unfortunate young ladies were, the Editor has not been able to discover. The Peerages mention only one daughter of John, sixth Lord Glammis, ELIZABETH, married to Ross of Craigie; but it is probable that the Ladies mentioned here were daughters of Lady Glammis by her second marriage with Campbell of Skipnish, who was killed in attempting to escape from the Castle of Edinburgh about the period of LADY GLAMMIS's Execution. See I, * 187, and the preceding Appendix, &c.

⁵ A most munificent donation!

It will afterwards be seen, that the King and Queen regularly took up their abode at GLAMMIS CASTLE during part of the Hunting season; and doubtless the rents of the large possessions belonging to the young Lord were seized upon by the Crown whilst this young Nobleman was imprisoned in Edinburgh Castle, from which he was not liberated until after the death of KING JAMES V.

⁶ It is extremely probable that these young ladies were given in charge to the Prioress of North Berwick, to be brought up as Nuns in that Monastery.

SUMMA totalium Expensarum (ad supportationem Expensarum Regis in Francia,¹) vij^mix^cxlxi li. vij s. vij d.

Sep. 19.—*Item*, gevin to Anthone Barbour, Franche man, for the grathing 'and bowelling of the Quenis grace,'² quham God affolzé,³ iiij li.

Item, coft be Thomas Arthur, aughtene elne vterfine, to be four Franche Ladyis Dule Gownis, maid of pe fassoune of Preiftis Gownis, price elne xxiiij s., *summa*, xxi li. xij t.

Mar. 1537-8.—*Item*, to JONET DOWGLAS, the spous of David Lindesay of the Monthe,⁴ at pe KINGIS grace command, as pe Precept beris, xl li.

Apr. 1538.—*Item*, to KATHERINE BELLENDENE,⁵ for dettis abward to her be pe QUENIS grace the Kingis moder, at his gravis command, becaus he tuke pe det on him, Vj^c. lxxvj li. xiiij s. iiij d.

Item, deliuerit to Johne Mosmanne, to mak ane square Chenze of Gold to pe KINGIS grace, with Knoppis, liij li.

Item, tane of pe said Jhonis avne gold, to compleit the said chenze with, quhilk weyit quhen it wes reffaut agane fra him, mair pan he reffaut, ix Crownis of wecht, ix li.

Item, to him for making of pe said Chenze, iiij li.

Item, for mending of the Kingis Ordour and Target, xiiij s.

Item, for gold to it, mair pan he reffaut, xx s.

Item, for mending of ane Coupe of siluer and pe gilting of it, xl s.

May.—*Item*, for xiiij elne $\frac{1}{2}$ elne Quhite Venyce Satting⁶ to be ane Gowne to his grace, quhilk was lynyt with freis, claithe of gold, and passmentit; pe quhilkis lynyng and passmentis war tane furthe of pe Warddrop: price of pe elne of pe satting, xxxiiij s., *summa*, xxij li. xix s.

MARRIAGE OF KING JAMES V TO MARY OF GUISE.

"Expensis debursat, at the Kingis command, vpoun pe (iiij) TRUMPETOURIS, (iiij) TABERNARIS, ('iiij QUHUSLARIS') and vperis pat past in pe Schippis to France, 'for hame-bringing of the Quene.' " The dresses, &c. were very superb, and 'Leberay Claitthis' were also provided for Serbants of the Royal Household, with 'GUNNARIS,' 'SCHALMERIS,' MINSTRELS, &c. and including 'ix PAGIS, iiij ALLACAYIS, iiij MULITARIS, v TRUMPETOURIS, and iiij ARMORARIS.' The particulars, though very interesting, are too voluminous even to admit of selection. On adding up these expenses, they are found to amount to I^m. ij^c. xvij li. xvij s. vd.

Item Dresses for 'the Kingis grace dochter,' being 'ane Kirtill and Goune of pe Frence (French) fort' of 'blak fatyne of Venise,' 'blak veluet to wat' (walt) it, and to 'mak hir hude of pe Frence fort,' with linings of 'crammesy fatyne,' &c.; and for 'ane chafferoune of gold Parise werk, quhilk weyit in gold x Crownis and ane half,' amounting in whole to xli li. ij s. x d.

Item, to Johne Gourlaw, for pe passing with pe KINGIS Letteris to pe Quenis-ferry and Leith,⁷ for Proclamatioune making till all Marineris and schipmenne to compere in Leithe, pe thrid day of Maij, and refaif pair Wagis for passing in France, in pe KINGIS SCHIPPIS, for hame-bringing of the Quene, iiij s.

¹ This Account immediately follows the other, and contains the receipts of the New Tax on the Spirituality and Temporality, imposed on them to meet THE KING's expenditure in FRANCE. The amount of William Bishop of Aberdeen's expenditure, from Sep. 12, 1536, to Sep. 27, 1537, as appears by his Account, which precedes the two former, was L.3627, 11s. 5 $\frac{1}{2}$ d.

² These words have been deleted by another hand, and 'ANATOMAT (anatomizing?) and laubouris made anentis THE QUENIS' are interlined.

³ The charges for spices, &c. fall under the Household department. As Selections from THE HOUSEHOLD BOOKS OF JAMES V. are in the course of publication by some Members of THE BANNATYNE CLUB, it is unnecessary to give any extracts from that source.

⁴ See these Extracts, Dec. 1530, and Note.

⁵ This person seems to have been an Embroiderer, and has many very large payments made to her during the present reign.

⁶ The furnishings to this Gown, two doublets, and hose, the particulars of which occupy three folios, amounted in all to L.174, 5s.—Another 'COIT OF PURPOUR SATING' and 'browdiring' cost L.125, 19s.—but the items are too numerous to be noticed here.

⁷ Similar notices were sent to 'Abirdene, and vther partis betuix Leith and Abirdene, to cause the land menne cum to Leith and ressaue thair wagis,'—and for 'iiij Gunnaris' from Dunbar. And warnings were also sent to the Barons 'till cum to SANCT-ANDROIS to THE QUENIS LANDING.'

APPENDIX.

Jun.—Large payments for *Dresses to the King*, and for ‘careing¹ and schipping of pe Kingis geir and clething fra Edinburghe to Sanctandrois, and geir bocht to pe Kingis grace’—*Dresses to ‘M. Jane, the Kingis dochter, and her Nureife, Normond Leslie,’ &c.*—‘Tappesschere, Comparalionis, and jornais, and vther Justing geir’—‘Munitionis coft be Johne Bertoune in France,’ (extending to iiij^c. xxviiij ti.)—Gold Rings, anamaling, dyamontis, and goldsmith work, among which ‘ane Terget of Gold, with ane Marmadyne in it of dyamontis, of pe KINGIS awin gold,’ the workmanship of which cost iij ti., &c. &c.—The total expenditure of that month was Im. vj^c. xx ti. xx d.

Jun. 23.—*Item*, to Johne Paterfone, Pursevant, for passing with Letteris to Couper, Falkland, Kircaldy, Dunfermeling, ane Edinburghe, *to caus honest reparaling be maid for the Quenis Entering*, [QUEEN MARY OF GUISE’S PUBLIC ENTRY,] xiiij s.

Jun.—pe KINGIS grace BOWARE, sen Witsunday last bypast, viz.

In primis, deliuerit to Johne Tennand, thre *Pellok-bowis*, for pe Irne of ilk bow x s., price of ilk bow xx s., *summa*, iij ti. x s.

Item, to pe KINGIS grace selfe, ane irne of ane *Pellok-bow*, x s.

Item, to pe KINGIS grace selfe, in HALIRUDHOUSE, ane *dofane braid Arrowis*, xx s.

Item, &c. ane *bow*, with ane *dofane Arrowis*, xx s.

Item, to Johne Tennand, at TEMPTALLOUN, tua *dofane of Arrowis*, xl s.

Item, to pe KINGIS grace, pair, ane *dofane Arrowis*, xx s.

Item, for pe *fethering²* of thre *dofane Arrowis*, xxx s.

Item, deliuerit to Johne Tennand, ane *bow* to pe KINGIS grace,³ xx s.

Jul. (7.)—‘The Expensis debursate vpoun the *Quenis Saull-Mes and Dirige*, quhom God affoilzé.’ (See the particular articles, under the date Jul. 7, 1537, being the day of her death.)

Item, to Schir Thomas Cragy and ane vper with him, for making of iij *dofane of Armes*, iij ti.

Item, to pe *Bell-manne*, xviiij s.

Item, to the *Pow-penny*, deliuerit to David Lindesay, *Lynne Herald*, ane *croune of wecht*, xx s.

Item, to *Chaplanis* being at the *Dirige and Saull-Mes*, the *tyrne of the Obsequyis*, ilk *Chaplane* havand ij s., extending to vij^{xx} x, (150,) *summa*, xv ti.

Jul.—The ‘*Kingis Tapescherie*, and vperis his geir’ were transported ‘furthe of SANCTANDROIS to EDINBURGHE, Cowper, Falkland, Dyfart, Dunfermeling, and Linlithqw,’ at various times during the present month. No minute dates are preserved in this Account. The expense of ‘*turfing*,’ ‘*grathing pe Mulatis*,’ ‘*fraucht*,’ &c., amount to xlix ti. ij s. iij d.

The expensis debursate vpoun pe ‘*Careage of the Quenis geir*,’ (A few of the *Items* of which Account follow,) lxij ti. j s. ix d.

Item, to Alexander Naper, for mending of the *Quenis Sadill* and her *Cheriot*, in Sanctandrois, xiiij s.

Item, for carying of *bedding* and *caseris*, with lynnyng clathis; and ane *coffer* of pe *Maister Stabiller* to pe *Quene*; ane *chiar* and ane *buid⁴* to pe *QUENE*, fra Sanctandrois to Couper and Falkland, and fra Falkland to Ravynnishuche and Dunfermeling, pe space of iij dayis, ilk day ij cartis and iij horfis, pe price of pe cart on pe day ij s. vj d., and pe horse on pe day, ij s., *summa*, liij s.

Item, for carying of pe *saidd geir* furthe of Dunfermeling to pe *Ferry*, v horfis, ilk horse xviiij d. vij s. vj d.

Item, for carying of the *Dames of Honouris beddis* fra Dunfermeling to Edr, iij s.

Item, for iij elnis grene veluet, to be pe *covering of ane sadill to the Jule*,⁵ xiiij ti.

¹ Carrying; transporting. ² Feathering. ³ These *Items* are selected to remark the quantities of bows with which the KING was constantly supplied, of which the above is only one instance. ⁴ A chair of state and table.

⁵ The Queen’s Fool was a French woman, named SERAT, who appears to have been in great favour at Court. See Aug, 1538, Apr. 16, 1540. The party-coloured dress of the Court Fools, both male and female, was

- Item*, for xiiij vnce zallow filk to be frenzeis to pe said sadill and harnessing, price of pe vnce v s., *summa*, iij li. v s.
- Item*, for wirking of pe said frenzeis, xv s.
- Item*, for x elnis of blak veluet, deliuerit till Patrik, saidlar, to be ane cobering of ane sadill and ane fute-mantill to ane of hir ladyis, xxvj li.
- Item*, for iij elnis $\frac{1}{2}$ elne braid gray, to lyne pe said mantill with, viij s. ix d.
- Item*, for xv vnce $\frac{1}{2}$ vnce of filk, to be frenzeis, iij li. xvij s. vj d.
- Item*, for wirking of pe said frenzeis, xv s.
- The 'Expensis debursate vpoune ~~Madame Montrul's~~ cariage furthe of Sanctandrois, and vpir expensis maid on hir seruandis,' amount to lxxiiij li. ij s. xj d.
- Item*, to Robart Daidfoune, for fething of ~~Wark's~~ furth of pe ILLIS fra ~~McClane~~, v li.
- Item*, to Johne Halden, in Kircaldy, for ~~two~~ ~~Falcon's~~ bocht fra him in Falkland, viij li.
- Item*, for vj elnis of Parise blak, to be Maister George Balquhannane ane Goune, at the Quenis Grace Centre in EDINBURGHE, x li. xvij s.
- Item*, for iij elnis of blak satyne, to lyne pe forder quarteris and slevis of pe said Goune, price of pe elne xxxiiij s., *summa*, iij li. xvij s.
- Item*, for vj elnis of blak veluet, to be him ane Hugtoun cote,¹ xvj li. xvj s.
- Item*, MAISTER GEORGE BALQUHANNANE, be ane speciall Precept, at pe KINGIS command, xx li.
- Item*, deliuerit to Johne Coib, messingeir, for passing with our fouerane lordis Letteris to pe WARDANE OF pe WEST MARCHIS till charge all Borderaris and vperis pat name mak ~~Mercate~~ with Inglis menne, in pai partis, nor commoune nor intermell with paim, becaus of the Pestilence, new rissin broun the ~~Wardour's~~, xxiiij s.
- Item*, to Alexander Hutoune, messingeire, for passing with siclike Letteris to pe WARDANE OF pe EIST AND MYDDILL MARCHIS, xx s.
- Item*, to Johne Paterfoune, Purseuant, passand with siclike Letteris to Dunbar, Hadingtoun, Leithe, Edinburghe, Kingorne, Kircaldy, Dyfart, and all pairtis of pe Sey-coist, baithe on pe Southe syde and Northe syde of Forthe, that na Inglismen be sey cumand be ressaunt, xxviij s.
- Besides the ordinary Liberis, are ~~Dresses~~, &c. for ix PAIGIS, iij ALLAKAYIS, x GRUMIS OF THE STABILL, v GRUMIS OF THE QUENIS STABILL, &c., but too lengthened to be inserted here.
- SUMMA totalis mensis Julij, ij^m. jc. v li. iij s. iij d.
- Aug.—Payments for THE KING and QUENIS cariage to Linlithqw and to the ~~Hunt's~~, amounting to lxxxiiij li. v s. v d.
- Item*, for vij elnis $\frac{1}{2}$ elne grene Birge Satyne, to be the Quenis ~~Fule~~² ane Goune, price of pe elne, x s., *summa*, iij li. xv s.
- Item*, for v elnis $\frac{1}{2}$ elne zallow birge Satyne, to be hir ane Kirtill, price of pe elne x s., *summa*, lv s.
- Item*, for vj quarteris of fustean, to be pe bodyis to pe Kirtill, and lyne pe bodyis of pe Goune with, v s.
- Item*, for ij elnis $\frac{1}{2}$ elne blaid blak gray, to lyne pe Kirtill with, price of pe elne xxviij d. *summa*, v s. iij d.
- Item*, for iij elnis of grene bukreme, to lyne hir goune with, price of pe elne ij s., *summa*, vj s.
- Item*, deliuerit to Johne Mosman, to mak ane Croce of gold to set diamant stanes in, viij Angell nobillis, vj lycht Franche crownis, *summa*, xvj li. iij s.

green and yellow. So far as the Editor recollects, this is the only instance in history of a FEMALE BUFFOON, or FOOL, for the amusement of the Court.

¹ O. F. *hocqueton*, a sort of sleeveless jacket; a cassock.

² 'SERAT,' a female. See Jul. 1538, and Apr. 16, 1540.

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- Item*, for pe fassoune of pe said Croce, v li.
- Item*, to **Normond Leslie**, at pe KINGIS command, xl li.
- Item*, to Johne Fischeare, for merchandice tane¹ be **Madame Montrule**, at pe KINGIS command, be ane Precept, xxxvij li. vj d.
- Item*, to William Hill, for mending of pe MVNICIONIS² in the Toure of the Abbay, at pe Kingis command, v li. x s.
- Item*, to Johne Creiche, skippar, in compleit payment of pe fraucht of his Schip quhilk past in Denmark for pulderis and Gunnis, vij li.
- Sept.—*Item*, deliuerit and gevin to Williame Smebeird, for dychting of Swerdis, rapperis, harnessing, steill-sadillis, Bedburcht-stabis, and vperis Whappinis, to pe KINGIS grace, deliuerit to Robert Gib and Johne Tennand, xxij li. v s.
- Item*, deliuerit to William Eidve, Tapeschere, for furnyffing of the Franche Pureis³ Expensis fene pe Quenis graxis hame-cuming, and hir husband and pair servandis expensis: and for hir Medwyfe, in lykewyse, for ane monethis expensis, maid be him at pe KINGIS graxis command, xxj li.
- Item*, gevin to Duncan Campbell of Drumfad, for ane horse of his pat wes slane turfand pe KINGIS Vennessune out of Glenfinlass, at pe KINGIS grace command and Precept, v li. vj s. viij d.
- Item*, to SCHIR JAMES INGLIS, Chaplane, singand for the Saull of King (James) the Thrid in pe ABBAY OF CAMBSKYNNEETH, xij li. vj s. viij d.
- Sep. —*Item*, to v FALCONARIS, quhilkis passit in Franche with Walkis, xx elnis of Frenche couleur de Roy,⁴ to be pame Cotis, xiiij li.
- Oct. —‘The Cartage of pe KINGIS and QUENYS geir fra Ed^r to Striuling,’ &c. amounts to xix li. xvij s.
- Nov. —‘The Expensis debursit one the Quenys grace and hir Ladys,’ ‘LADY JANE,’ ‘LORD JAMES ABBOT OF KELSO,’⁵ &c., are curious, but too lengthened to admit of particular notice. Similar entries also occur, with Liveries, &c. in the following and other months of these Accounts.
- Dec. —*Item*, to Thomas Ryne, goldsmyth, for Chenzeis of gold, gold ryngis, tabillatis, and vpir goldin werk deliuerit be him to pe KINGIS grace, agane New Zeris Mess, and gevin in New Zeris Giftis, ij^cxxxix li. xix s.
- Item*, to Johnne Kyll, goldsmyth, for thre Chenzeis and twa hartis of Gold, deliuerit, as said is, at New Zeris Mess, &c., xxij li.
- Item*, to Johnne Mosman, goldsmyth, for certane tabillatis, chenzies of gold, and ryngis and stanys, ressaunt pe tyme foresaid, lxij li. x s.
- Item*, to him for pe making of the Grete Basing of Gold, weyand x pund wecht ane vnce and $\frac{1}{2}$ ane vnce;⁶ and making of ane Schip, twa brasillatis, and making and translating of diuerse chenzeis and ringis of pe KINGIS graxis, and eking⁷ of gold of his awin, lxxiiij li. x s.
- Item*, for ane grete caise of ledder to pe Grete Basing of gold, lynit with zallow, xxxvj s.
- Item*, for x elnis of blak Rubanis,⁸ to hyng tabellatis gevin in New Zeris Mess be pe KINGIS grace, x s.
- Jan. , 1538-9.—*Item*, deliuerit to ane Inglismanne pat come fra pe BORDOURIS with Writingis twiching the Ballatt maid of the King of England, iij li.
- Feb. —*Item*, deliuerit to twa INGLISMENNE pat brocht Writingis to pe KINGIS grace, pe tane fra the Counsale of Zork, and pe toper fra Schir William Eberis; pe tane x li., and pe vpir iij li., *summa*, xlii li.

¹ Purchased.² The Artillery and fortifications.³ The Queen's Nurse, who came along with hersuite from France. The attentions paid to Foster-mothers and their families in those days are well known. ⁴ It is written colourderoy.⁵ In September preceding he is styled ‘LORD JAMES, now PRIOR of Sanctandrois.’⁶ On enquiring of HIS MAJESTY'S GOLDSMITH, what the cost of such a piece of plate of the plainest workmanship would now be, the Editor was informed that the lowest charge would, at the present price of Gold, amount to L.788, 10s. ⁷ Eiking, adding. ⁸ Black ribbons.

Marche.—*Item*, to Helene Rofs, to cover ane ~~Mating~~ **Buke** (Matin or Prayer Book) to pe QUENIS grace, iij quarteris $\frac{1}{2}$ quarter of Purpure welvot, and to be ane polk¹ to pe famin, price of pe elne, iij ti. x s., *summa*, iij ti. xv d.

Item, for $\frac{1}{2}$ elne half quarter of Reid dammese (damask) to lyne pe saidis polk and covering with, xxij s. vj d.

Item, to David Chepman, for ~~Bynding~~ and laying about the said buke with Gold, x s.

Item, gevin to Helene Rofs, for viij fingill hankis of gold, to bordour the said buke and polk, and be knoppis pairto, and for silk to string pe said polk with, and werkmanfchip of all,² iij ti. x s.

Mar. .—*Item*, deliuerit to Johnne Paterfone, for pe making of ane raise to the Kingis grace **Sword of Honour**, at Johnne Tennandis command, iij ti.

Mar. 1.—*Item*, deliuerit to Archibald Heriot, messinger, to pass and serche pair gudis quhilkis war ~~Abiurit~~ and ~~declarit~~ **Heretikis**, in Edinburcht and Striueling, xvj s.

Mar. 3.—*Item*, DRESSES to the Erle of ~~Lebenay~~ **twa sisters**, in Linlithgow, of 'blak welvot, blak fating, twa Franche Hattis, twa Govnys of Freise, and twa Kirtillis of Sating bordourit with welvot, twa collaris of welvot perlattis, twa babuttis, and twa litill colleris,' amounting to xv l. xiiij s.

Mar. 9.—*Item*, to MUNSURE LASSEN³E, pe Franche man, pe ix day of Marche, quhilk come first in Scotland astir Zule fra the Kinge of Franche, in ane purse knoppit with gold, iij^c ti.

Item, gevin to MUNSURE DE MORANVELAY, ~~Maister~~ **Houshald** to the Duke of ~~Gweise~~, in ane vpir siklike purse, iij^c ti.

Item, for pe twa purse, viij s.

Item, gevin to the ~~Persebant~~ **pat** come furth of FRANCE, callit ~~De la Plume~~, xl ti.

Mar. 25, 1539.—*Item*, to be ~~Schone~~⁵ to pe KINGIS grace, v quarteris of Quhite welvot, price of pe elne iij ti., *summa*, iij ti. xv s.

Item, v quarteris blak welvot to be schone to his grace, price of pe elne liij s., *summa*, iij ti. v s.

Item, to be ~~dryng~~ **curchissis**⁴ to the Kingis grace hede, ix quarteris of Holand claithe, xiiij s. vj d.

Item, send to Linlithgow be Katheryne Bellendene to pe QUENIS grace, **twa pound of sewing Gold**,⁵ price pairof, xxiiij ti.

Item, ane pound of ~~sewing~~ **silver**, xiiij ti. vj s.

Item, ix vnce of blak ~~Paryse~~ **silk**, liij s.

Item, xvj lang ~~hobennis~~, price of pe pece v s. iij d., *summa*, iij l. v s. iij d.

Item, xvj ~~schort~~ **hobennis**, ladit at vj s. viij d., *summa*, v l. vj s. viij d.

Item, iij boltis of ~~Paryse~~ **rubanis**,⁶ ilkane contenand xiiij elnis $\frac{1}{2}$ elne, price of pe elne viij d. for fark collaris and handis, *summa*, xxix s.

Item, xvj elnis of quhite small ~~rubennys~~ for Govnis, price pairof, viij s.

Mar. 27.—*Item*, to the ~~Englise~~ **Herold** pat come with ~~Writings~~ fra the King of Eng-land, x ti.

Item, to ~~Mbsgra~~ **Persebant**, quhilk come in with pe said ENGLISE HEROLD pat famin tyme, vj ti.

Item, send to Striueling, agane Pasche, vij elnis $\frac{1}{2}$ elne of lycht blew Purpure welvot, to be ane Gowne to ~~Dane~~, the ~~Franche~~ **Broche**,⁷ price of pe elne lv s., *summa*, xx ti. xij s. vj d.

Item, for ane elne iij quarteris of blew taffiteis of cord, to lyne pe said gowne with, xxxj s. vj d.

¹ Poke, bag.

² There are various entries of the same kind for the King and Queen's books.

³ Shoes.

⁴ Curches, caps. There are also many entries for towels 'to rub the Kingis hede,' and 'to dry the Kingis hede.' It appears that JAMES V. regularly bathed his head; and that he used all manly sports and exercises to brace his frame.

⁵ The Editor has only thought it necessary to give a few instances of THE QUEEN'S taste for Embroidery. The quantities of gold and silver thread, silk, &c. sent her, often monthly, amply prove her great industry, and the numerous works of embroidery and tapestry which she and her Ladies of honour must have executed.

⁶ Ribbons.

⁷ A French FEMALE DWARF. There was also a MALE DWARF, called 'JOHNE YE DORCHE,' or 'DROICHE.'

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Item, for fustaine to lyne þe flevis and body of hir Goune, price pairof, iij s. ix d.
Item, for ane elne of grene to lyne hir Kirtill, and blak grey to stuff þe plyise of hir goune with, x s.

Mar. 31.—*Item*, deliuerit to Johnne Zoung, Brovdstar,¹ iij elnis $\frac{1}{2}$ elne of CRAMMACY SATING, to the stand² of Clayth of Gold witrkand to the Kingis Chapell, price of þe elne iij l. x s., *summa*, xij l. v s.

DRESSES were given to Lord James of Kelso, Lord James of Sanctandroise, and Lady Jane 'þe KINGIS GRACE SONNIS AND DOCHTER.' The dresses for 'my Lordis' consist of 'Gownis of gray Sating of Venyfe,' 'Coitis with flevis of Purpure Welvot,' 'waltit with gray welvot,' 'Hoife of Riffillis blak lynit with blew,' having 'blak Taffiteis to draw pame with,' twa welvot Bonnetis with Pamentis of filk, and ane Marrabas Bonett, 'Beltis and gartanis of taffiteis,' 'blak welvot schone.' There was only charged the 'waling' for a 'Nycht-goune' of Lady Jane of 'blak taffiteis and welvot,' and 'lyning of þe famin goune with cotonaris, and þe foir breiftis with mertrik sabill.' The amount was lxxxvj l. xv s. viij d.

Apr. —*Item*, wrocht be Katheryne Bellendene, to the Kingis Jurnall, of variant colorit welvot, xiiij knoppis and stringis effering pairto, quhilk tuke x vnce of sewing silk, price of þe unce vj s. iij li.

Item, to Duncane Cvnyngname, for furnyng of stringis of Bowis to þe KINGIS grace, viij li.

May —*Item*, for vj quarteris of grene velvot, to be ane cover to ane grete Matting Buke of þe KINGIS grace, clespit with gold, quhilk he gat fra MY LORD SECRETARE, and to be ane polk³ till keip þe famin in, price of þe elne iij li. v s., *summa*, iiij li. xvij s. vj d.

Item, for iij quarteris of Reid dammese, to lyne þe said polk and þe breddis⁴ of þe Buke, price pairof, xxvij s.

Item, for twa dowbill hankis of sewing gold, to be knoppis to þe said polk, and bordour þe mouthe of it, price of the hank xx s., *summa*, xl s.

Item, to Helene Rois, for making of þe knoppis and stringis to þe said polk, and making of þe polk and covering pairto, x s.

Item, for twa Writing Bukis of parchment, bought to his grace in Falkland, viij s.

THE KINGIS personal expences this month, for 'Kingis, goldin werk, dyamontis, chalfferonis and chengeis of gold, small chengeis and tabillatis, to gif away among the Gentill wemene,' amount to, iiij^cxi li. xix s. iij d.

Item, to Thomas Arthuris seruand, till haue to Sanctandrois, xiiij elnis $\frac{1}{2}$ elne of Reid crammessy welvot, to be ane Goune to Gresmore till⁵ hir Marriage, price of þe elne viij li., *summa*, lcvij li.

Item, the other furnishings for her 'Kirtill of quhite welvot,' and 'Gownis and Kirtillis to the Erle of Levenay twa sisteris,' amount to ij^cxj li. xvij s.

Item, deliuerit to twa pure wemene, for ij ky, the tyme that the Manne was Byrnt for Heresy in Cwper, price of þe ane xl s., and þe vper kow l s., *summa*, iiij li. x s.

Jun. —*Item*, to þe FALCONERIS, for hame-bringing of Walkis furthe of Cathness, at þe KINGIS command, x li.

Jul. 7.—'THE Expensis debursit vpoune þe Suffrage of Quene Magdalene, quhame God affoilzé:'

Item, deliuerit to the Payntour, for vj dosane of Armes to put about þe QUEIR, and vpoune TORCHIS and CANDILLIS, price of ilk dosane xx s., *summa*, vj li.

Item, to þe ERLE OF MURRAY till offer the Howpenny xx s.

Item, to þe TAPISCHERE, to by nalis to hyng up the Welshot and blak claithe; and pynouris taking vp and doune þe famin, vj s.

¹ Embroiderer.² Suit or set.³ Poke, bag.⁴ Boards.⁵ Preparatory to.

Item, to þe COLLEGIS and Chapellanis that sang *Derige* and *Saule-Mess*, extending to ij^cx Chapellanis, ilkane havand ij s., *summa*, xxj ti.

Item, to the Belman, iij s.

Jul. — 'THE Expensis debursit be JOHNNE BERTANE vpoun þe KINGIS Schip callit the *Salamander*, fra hamecuming of þe QUENYS grace pat now is, to þe feist of Witsonday last,' amount to l^clv ti. xj s. x d.

Aug. — 'THE expensis debursit vpoun the l^till new Bark' consist of charges for making the 'fanikynniss, Anfengeis, stramaris, and banaris;' painting the 'Armys and facis about þe said bark, colouring of pame with gold and asure, and painting of hir mastis, salis, and airis, with oley colouris;' Making of þe KING and QUENYS 'Chalmeris;' 'carving of þe carvit werk;' and 'vittalling of the *Unicorne* and furnising of hir, þe tyme scho past furth to seek the *Pyrottis*.' The amount is, ij^cxxij ti. viij s. xj d.

Item, for iij quarteris of ane vnce siluer eikit¹ to ane siluer Stolz² for inbringung of the Kingis Collatioun, quhilk weyt ix^{xx} xv vnce iij quarteris,³ deliuerit in Striueling þe vj day of Aprile, xj s. vj d.

Item, for werkmanfchip of ilk vnce of þe said stolp, ij s. xix s. xj s. vj d.

Item, for ane siluer Gubissill with ane lang chenge, quhilk wes gevin at þe KINGIS command to the Patroune of the Schippis, weyand xj vncis iij quarteris of ane vnce, ix ti. ij d.

Item, for þe fassoune of þe famyne, iij ti.

Sep. — *Item*, to vj FALCONARIS pat brocht þe Walkis furth of Cathness to þe KINGIS grace, xxiiij elnes of Colourderoy to be pame Coitis,⁴ price of þe elne xvj s. xix ti. iij s.

Sep. 21. — *In the first*, fend to Madame Gresmor to mak pasmentis, at þe KINGIS command, iij pund wecht of sewing gold, price of þe pund xij ti., *summa*, xxxvj ti.

Item, to the Lady Lochleven⁵ in contentatioun of ane Pensoun awing to hir zerelie, be ane Precept, vj^clxvj ti. xiiij s. iij d.

THE KING and QUEEN passed from 'Striueling to Glenarknay' 'to the Hunting of Glenfynlawis.'

Oct. 5. — *Item*, gevin to Johnne Mosman for making of the Quenis Crowne, and furnesing of stanis pairto, quhilk weyt xxxv vnce of Gold of Mynde,⁶ xlv ti.

Oct. 6. — *Item*, to OLIPHER SINCLARE at þe Kingis command to the Markis at Tantalloune,⁷ lxxvj ti. xiiij s. iij d.

Oct. 9. — *Item*, to pay ane FRENCHMAN, quhilk was hurt with the schot of ane gwone in the Fyrth, and mvtalat of his finger, in Affithment, xxij ti.

Item, to Williame Schaw, in part of payment of I^mj^clxxiiij ti. xiiij s., restand awand to him for the new Tapesscherpe brocht last furth of Flanderis, lxxiiij ti. xiiij s.

Item, gevin to ane boy pat come fra LUNDOUNE, fra the Duche Mynouris,⁸ in drink-filuer, xxij s.

Nov. — *Item*, gevin to HECTOR M^cINTOSCHE, to mak his expensis quhen he brocht Dauid Rattray furth of Colmkyl, iij ti. viij s.

Item, 'þe Expensis debursit vpoun þe Munitionis and Craftesmen wirkand pairon, within þe CASTELL of ED^b, from Nov. 17, 1538, to Sep. 17, 1539, amount to I^miiij^clxxxiiij ti. xj s. viij d.

¹ Added, for repairing.

² Stowp or flagon.

³ The modern cost of the plainest silver-plate of this weight

would amount to L. 102, 6s.

⁴ The prices of making and furnishings, &c. are elsewhere charged.

⁵ One

of the King's Mistresses. She was Margaret, daughter of John, *twelfth* Lord Erskine, and wife of Sir Robert Douglas of Lochleven, and bore to the King, JAMES EARL OF MURRAY, afterwards REGENT OF SCOTLAND.

⁶ Gold

from the Royal Mine, furnished for this and other similar purposes. There are many payments to 'FRANCHE MYNOURIS'—and Flemish and German miners were also employed in considerable numbers, at and previous to this date, in the Mines at Craufurd-Mure. There are instances of charges for interpreters 'to pass with thame, quhill thai lerne the langage.'

⁷ Many other payments were made for the same purpose.

⁸ Some of the numerous

Dutchmen and other foreigners who were employed in the Royal Gold and Silver Mines at Craufurd-Mure.

APPENDIX.

Dec. 12.—*Item*, to *Johnne Leslie*, sone to *pe ERLE OF ROTHES*, to by him clathis with, at *pe KINGIS* command,¹ xij li. vj s. viij d.

Dec. 20.—*Item*, to *Thomas Melvillis Wiffe*, in *Falkland*, at *pe KINGIS* command, for keeping of certane *Pettis*,² and nurising of *pe samyn*, vij elnis fyne *Frenche* blak to be hir ane gowne and ane kirtyll, price of *pe elne* xxxij s., *summa*, xj li. xvij s.

Item, to walt *pe famin*, and to begary *pe breift* of hir gowne, vj quarteris blak veluet, *summa*, iij li. xvij s.

Dec. 31.—*Item*, gevin to *Thomas Rynde*, goldsmyth, for goldin wark tane fra³ him be *pe KINGIS* grace to geve in *New-zeris-Giftis*, *pe pennult* and last dayis of *December*, in chengeis, tabullattis, ringis, stanis, carkannis, schafferonis, and vper goldin wark; deliuerit to *pe KINGIS* grace in *Linlythqw*, ij^{cl}xxxij li. iij s.

Item, for golden werk sauld be him to the *Quenis* grace, j^{cl}xlix li. xij s.

Item, gevin to *Johnne Mosmane*, goldsmythe, for siclyk deliuerit be him to *pe KINGIS* grace, ij^{cl}v li. xiiij s.

Item, for siclyke geir to *pe QUENIS* grace, lxxxxvj li. vs.

SUMMA of the *King* and *Queen's* personal expences, for drefs, goldsmith-work, &c. this month, viij^mvj^{cl} li. viij d.

Jan. 3, 1539-40.—*Item*, deliuerit to *Thomas Arthure* (Master Tailor) to be iij *Play Cotis* agane⁴ *Uphalyday*, vij elnis half elne *REID*, and vij elnis half elne *3ALLOW*, Taffitese of cord, price of *pe elne* xvij s., *summa*, xiiij li. x s.

Item, deliuerit to him to be ane syde⁵ Cape to ane of the *Playaris*, vj elnis *PURPUR* Taffitese of cord, and ane elne of *REID* Taffitese to be ane *Wode*, price of *pe elne* xvij s., *summa*, vj li. vj s.

Item, deliuerit to him to draw the *Talis* of the saidis *Play Cotis*, twa elnis *REID* and *3ALLOW* Taffitese of twa threid, price of *pe elne* ix s., *summa*, xvij s.

Item, gevin for xv elnis bukrem to lyne *pe saidis* *Play Cotis* withe, price of *pe elne*, ij s. *summa*, xxx s.

Item, deliuerit to *Thomas Arthure* for making of *pe saidis* *Play Cotis* and Cape, xx s.

Jan. 6.—*Item*, gevin to *Johnne Mosmane* for *pe making* of ane Belt of Gold of the *Mynde* to the *Quenis* grace,⁶ weyand xix vneces half vnec, xv li.

Item, for ane *Sapher* to *pe said* Belt, v li.

THE QUEEN'S CORONATION.

Jan. 7.—*Item*, gevin to *pe Secristane* of *pe KINGIS* Chapell for cariage of the Chapell gair fra *Striueling* to *Linlythqw* at *3wle*, and fra *Linlythqw* to *Edinburghe* at the *Quenis* Coronatioun,⁷ as his byll of compt beris, v li. vj s. viij d.

Jan. 15.—*Item*, for making and fassoun of the *Kingis* Croune, weyand iij pund wecht x vneces, and pairof Gold of *pe Mynde* xlj vnec quarter vnec, xxx li.

Item, for xxiiij stanis pairto, of *pe quhilkis* pair was iij grete *Garnettis* and ane grete *Ammerot*,⁸ price of *pe iij*, vj li.; and price of *pe pece* of *pe vpir* xix stanis, xiiij s., *summa*, xix li. vj s.

'THIS Croune deliuerit to the *King* in the *Palice* of *Walprudehous*, *pe viij* day of *Februar* following.'

¹ This individual gets numerous presents at different times. He was the fourth son of George, third Earl of Rothes; and was taken prisoner by the English, and ransomed from Henry VIII, Jul. 1, 1543, on payment of 200 marks sterling. The celebrated Norman Lesley, Master of Rothes, was his brother by a former marriage.

² These PETS consisted of Parroquets, monkeys, peacocks, swans, &c. &c.

³ Purchased.

⁴ Against.

⁵ Long.

⁶ These charges are merely for the workmanship, the Gold having been provided from the Royal Mine.

⁷ There are also numerous entries for cariage of 'Geir of the Wardrop, Tapeschery, &c. fra Linlythqw to Edinburghe,' on occasion of THE CORONATION.

⁸ Emerald.

Item, gevin to him for ane King, ane Turques, deliuerit to þe KINGIS grace, þe xxij day of Januar, iiij ti.

Jan. 21.—*Item*, deliuerit to Thomas Arthure to be þe KINGIS graces Rob-Ryall, Kirtill, and Wode, xxxviij elnis Purpur Veluet, lxxiiij ti. x s.

Item, for xxvj dosan spottit Arming (Ermine) to lyne þe Kirtill with, price of þe dosane xl s., *summa*, liij ti.

Item, for xiiij dosan of þe said Arming to complete the Raip and Wode with, xxviij ti.

Item, deliuerit to the Queenis graces Talzour ane fleke¹ of Purpur Veluet, contenand xxij elnis half elne, to be hyr Rob-Ryall, price of þe elne iiij ti. x s. lxxviij ti. xv s.

Item, x elnis qubyte Taffitese of cord to lyne it with, price of þe elne xx s., *summa*, x ti.

Jan. 22.—*Item*, gevin to Williame Purvese for dog-chenzeis, rache-cuppelis, and mending of the Knok,² vij ti. xiiij s.

Item, to Johnne Dowglafs of Authornedene,³ for certane Treis tane fra him to the Kingis Schippis furth of his Wod, xx ti.

Jan. 25.—*Item*, gevin to ORMONDE, Pursevant, and Alex. Hutoune, Messinger, for passing with clofe Writtingis to the Lordis and Ladyis to cum to the Queenis Coronatioune, þe xxv day of Januar, iiij ti. viij s.

Item, to William Hardy, messinger, for passing with siclyke Lettres to the Erle of Huntlie and his Lady, the Erle Marschell and his Lady, in þe NORTHLAND, xxij s.

Item, gevin to twa Officiaris of Armes pat passit in ANGUSE, þe WESTLAND, NORTHLAND, and vper pairtis, to warne the Dammes to cum to the Coronatioune, iiij ti. vj s.

Item, to þe JUSTICE CLERK and THESAURER CLERK for pair expensis passing to þe BORDOUR at the Meting of the Commissionaris of England, being furth x dayis, ilk day xl s., *summa*, xx ti.

Jan. 31.—*Item*, to Thomas Arthure to be iij Jornameis and iij Comparisons to the Kingis grace, xx elnis blak Armofing Taffitese, price of þe elne xxxvj s., *summa*, xxxvj ti.

Item, for twa pund wecht twa vneces quarter vnec black sewing silk to be knoppis and fassis⁴ to þe saidis Comparisons, price of þe vnec v s. viij ti. xj s. iiij d.

Item, for xxvij elnis half elne blak Brodery Veluet to þe Jornameis,⁵ price of þe elne x s., *summa*, xiiij ti. xv s.

Feb. 7.—*Item*, to couer iiij Steill-sadillis to þe KINGIS grace, iiij ti. xvj s.

Feb. 14.—*Item*, gevin to Lord Maywall, for beting and mending of þe (Castle of) Wemytage, at þe KINGIS command, Ic ti.

Item, to him for ane hors of the Lord Carlilis, brocht to þe KINGIS grace, xxvj ti. xiiij s. iiij d.

Item, gevin to Rothissay, Werald, for bankating of the Inglisman, at Zule, pat brocht þe hors to þe KINGIS grace, v ti. x s.

Item, gevin to Johnne Mosman, to pay for ane pece of untwrocht Gold of the Aynde,⁶ quhillk was send to the Duke of Guyse, in France, xliij s.

Feb. 21.—*Item*, gevin to Pormond Lesley, at þe KINGIS command, xx ti.

Feb. 26.—*Item*, gevin to Williame Schaw, in complete payment of 2466 Crownis of þe sone xvij s., for Tapeschery brocht hame be him to the Kingis grace, as his Compt and Precept direct pairupoune beris, ane thousand Crownis of wecht, *summa*, Imjc ti.

¹ A web or piece. ² Clock. ³ Hawthornden. This property did not pass out of the Family of Douglas until long after this period. ⁴ Knobs and tassels. ⁵ There are numerous other furnishings of 'lyningis, pointis, frenzeis of silk,' &c. The dresses to the LADY JANE, (the King's natural daughter,) and all the numerous dependers of the Court, were very splendid and costly. The whole expenditure of this year fills a large Volume. ⁶ Numerous instances may be found in these extracts of large pieces of solid GOLDEN ORE being sent as presents, or else purchased for satisfying the KING's own curiosity.

APPENDIX.

Item, gevin to James Bessat for passing with ane Writting to DUNBAR, to caus prouisioun be maid to resauē Rauff Sadillar, INGLISMAN, x s.

Feb. 27.—*Item*, deliuerit to Robert Gib, to kepe þe Dornais, Comparisounis, and harnes-tingis, ane grete coffer, price, iij li. vj s.

Mar. 16.—*Item*, gevin to Johnne Mosman for þe mackin and fassoun of ane pair of Bedis to þe KINGIS grace, weyand xvij vnces gold of his graces awin gold, deliuerit of before to þe said Johnne, in Ridaris, Angel-nobillis, and Roif-nobillis, xv li.

Mar. 22.—*Item*, gevin to Johnne Zoung, Brodistar, for stuff and Broudering of lxiiij pece of Crownis, Pames ('JACOBUS QUINTUS,'¹) and Chrissillis, set vpoun twa Tynnakillis of Tanny Veluet, quhilk wes þe lynyng of ane Gowne of Clathe of Gold of þe KINGIS, price of þe pece x s., *summa*, xxxij li.

Item, for vj elnis bukrem to lyne þe saidis Tynnakillis with, price of þe elne ij s. viij d., *summa*, xvj s.

Item, for xxvj elnis of Rubennis² to pame, price of þe elne viij d.,³ *summa*, xvij s. iiij d.

Item, for broudering of ane Vestment of Tanny Veluet with xiiij Pames, Crownis, and Chrissillis, vij li.

Item, for cammes to stuff þe orpheis⁴ of þe famin,⁵ v s. iiij d.

Item, for stuff and brodering⁶ of iiij Armes to þe saidis Tynnykillis and Vestment,⁷ vj li.

Item, for brodering of ane Comparissoun of his graces, with billis of siluer rynnand aboute it, x li.

Mar. 24.—*Item*, for þe fassoun of lxvij vnces ekit to the Kingis grace Chenze, of þe quhilk pair wes xvij vnces of gold of þe Mynde; and ane chenze quhilk wes bocht for ane hundreth x li., chargeit in Junij following, be ane Precept, and for þe fassoun of ilk vnce v s.,⁸ *summa*, xvj li. xv s.

This CHENZE deliuerit in Striueling to þe KINGIS grace þe last day of Marche.⁹

Item, gevin to MAISTER ROBERT FORMAN to by him ane Coit-Armour, at his Creatioun Persewant, at þe KINGIS command, x li.

Item, gevin to þe CHAIPLANIS OF þe KINGIS CHAPPELL, being in Edinburcht at the Quenis Coronatioun, fra þe xiiij day of Februar inclusive to þe xij day of pis instant monethe, to þe number of xj personis, ilkane havand one þe day ij s., *summa*, xxx li. xvj s.

Item, gevin to DUMMY CARPITANE¹⁰ to by him clathis, at þe KINGIS command, vj li.

Item, to MY LORD SECRTAR, to geve ane Duche man pat come fra the Palsgraft and his Countes with ane Writting to þe KINGIS grace, xliij li.

Item, to Arthur Sinclair for þe rest of his Comptis for the Duche hors bracht furth of Denmark,¹¹ at þe KINGIS command, xliij li. xix s. iiij d.

Apr. 10, 1540.—*Item*, gevin to Maister Andro Kirkaldy, for expensis debursit be him vpoun Officeris send with Writtingis to warne the Ladyis to come to the Quenis Coronatioun and for þe cariage of ane coffer of þe KINGIS grace fra Linlythqw to Edr, iij li. x s.

Apr. 16.—*Item*, deliuerit to þe Frenche Telzour, to be ane Cote to Serrat the Quenis

¹ See a curious instance of a similar entry, Mar. 26, 1541, of this Appendix. ² Ribbons. ³ There are also charges for 'xvj elnis frenzeis,' iij sets of 'knoppis,' 'fassis,' and 'stringis of silk.' ⁴ This is evidently O. Fr. *orfeverie*, gold embroidery, which is often written *orfraye* and *orphray* in ancient writings. ⁵ Charges for 'bukrem,' 'rubennis,' &c. ⁶ Embroidering. ⁷ There are other furnishings too numerous to be detailed. ⁸ Made by Johnne Mosman. ⁹ There were likewise furnished other CHENZEIS, brancelatis, &c. to a considerable amount, also made of the King's awin gold. ¹⁰ Probably a dumb favourite at Court. ¹¹ KING JAMES V, like the other Princes of the Stuart family, was passionately fond of fine Horses, and had a most extensive variety of all kinds. He sent messengers to Spain, Denmark, France, England, and Flanders, &c. for the purchase of stallions and brood-mares; and besides this, received from foreign Princes, and from his own and the English nobility, numerous presents. Besides the Grooms and under-stablers, there often appear in these Accounts payments to above twenty 'children in the Stabill,' (Stable-boys, &c.) for liveries and wages. There are no data to ascertain the extent of THE ROYAL STUD, but the number of servants employed may lead to a pretty accurate conjecture.

Wole,¹ vj quarteris DEME-GRANE, and vj quarteris FRENCH 3ALLOW, price of þe elne of demme-grane xiiij s., and price of þe elne of 3allow xx s., *summa*, iij li. vj s.

Item, to be hir ane **Kirtill** and ane **Wode**, vj elnis grene Birge Sating, price of þe elne x s., *summa*, iij li.

May 10.—*Item*, deliuerit to Katheryne Bellendene,² till complet ane **Sark** to þe KINGIS grace, sewit with gold and siluer wark, half ane dowbill hank of sewing gold, price pairof, xij s.

BIRTH AND BAPTISM OF JAMES, PRINCE AND STEWARD OF SCOTLAND.

May 11.—*Item*, gevin to James Bissatt, messinger, for passing with certane clofe Writtingis to warne certane **Lordis** and **Ladyis** to be in SANCTANDROIS at the **Birthe** of my **Lord Prince**, xx s.

May 14.—*Item*, gevin to George Steill, for þe fraucht of ane Bot to SANCTANDROIS, at Witfounday, with **Tapescherie** and **Claithe** of gold, and certane vperis small expensis debursit be him for cariage of þe Tapescherye at findry tymes; as his compt gevin pairupoune beris, iij li. xij s. iij d.

Item, gevin to Thomas Tulloche, for cariage of certane of the **Wardrop gair**, (geir,) debursit be him, xxij s.

Item, gevin to him for ane horse-cariage with certane geir at the **Birthe** of my **Lord Prince**, x s.

Item, gevin to þe **TAPESAR**, for dichting and grathing of þe Tapeschery, and making of ane **Paill**³ aboue the **Princes Bed** of State, and for certane vperis thingis, xj li. x s.

Item, to Andro Mansiounne, Frenche man, for making of my **Lord Prince Cradyll**, and stuff furnesit be him pairto, xlij li.

Item, gevin to Balsar Howstar, Ducheman, and Richart Wardlaw, to pass to Campbell, to serche the **Metallis** and ore of siluer,⁴ xij li. iij s.

Item, to Johnne Paterfoune, for making of ane case to the **Kingis Boy** of siluer, xl s.

May 21.—*Item*, deliuerit to Thomas Arthure, to be ane **Cote** and ane pair of **Brekis** to þe KINGIS grace for the **See** (sea), x elnis Reid crammessye veluet, price of þe elne vij li., *summa*, lxx li.

Item, for v vneces **Pasmentis** of gold to it, viij li. xv s.

Item, for **pointtis** to þe Cote and brekis, and ane **tulat** to þe Cote,⁵ iij s.

Item, fend to Sanctandros with Johnne Beg, xv elnis quhyte taffitefe of Janis, to be **Seruiettis** to hald the **Torchis** at the **Baptyme** of my **Lord Prince**, vj li.

Item, gevin to Johnne Paterfoune, for ane **Caise** to the **Quenis Scepture** (SCEPTRE), xiiij s.

May 22.—*Item*, gevin to ane man to pass with clofe Writtingis furth of SANCTANDROIS þe xxij day of May, to the **Erle Marschell** and the **Erle Huntlie**,⁶ xxiiij s.

Item, þe samyn day, gevin to James Bissatt to pass with Letteris, and denunce in all partis in LOTHIANE and þe MERSE, the **Birthe** of my **Lord Prince**, xxij s.

Item, to Alexander Hutounne, &c. to all partis of þe Wastland and Southland, to warne the **Lordis** and **Barronis** to cum to the **Baptyme** of my **Lord Prince**, iij li.

May 25.—*Item*, gevin to George Elphinstounne to pass to þe KING OF ENGLAND with þe **aduertisment** of the **birthe** of my **Lord Prince**, xl li.

Item, gevin to Schir Thomas Cragy, Chaipplane, for **Painting** of the **Armes**, furnesing of cammese and vper stuff pairto, at the **Baptyme** of my **Lord Prince**, xij li. vj s. viij d.

Item, to Johnne Paterfoune, for making of iij **kasis** to the **Kingis Siluer wark** put in þe Schippis, xlij s.

Jun. 1.—*Item*, gevin for ane **Chenze**, deliuerit to Johnne Mosman to melt with vper Gold to be the **Kingis grete Chenze**, lxx li.

¹ See Jul. and Aug. 1538.

² There are numerous previous entries of gold and silver thread to sew and embroider the King's 'SARKIS' throughout the whole Accounts.

³ Pavilion.

⁴ Silver ore.

⁵ There

are many other similar outlays. ⁶ This appears to have been THE PRINCE'S Birth-day.

APPENDIX.

THE KING'S EXPEDITION TO THE ISLES.

Jun. 3.—*Item*, to pe TAPESAR, to hing the Kingis Chalmer in the Schip, xvij elnis half elne French grene, xv ti. xv s.

Item, to couer ane stole of rise of pe KINGIS graces, for the Schip, ij elnis half elne tanny Veluet, vj ti. xvij s. vj d.

Jun. 4.—*Item*, to be curtingis and ane couer to pe KINGIS Bed in the Schip, xxv elnis iij quarteris blak dames, xliij ti. xv s. vj d.

Item, to be Stremaris to the Kingis Schippis, ix score elnis reid and zallow fey; and till complete pe famin, xv elnis ferge, xliij ti. v s.

Item, to William Smeberd, to lyne pe KINGIS grace Corjettis and Gibuis of Plate, half ane elne blak Veluet,¹ xxvij s. vj d.

Jun. 4.—*Item*, to Ra, Persewan, Inglisane, quhilk brocht Writtingis fra pe Capitane of Berwyk, iij ti. vj s.

Jun. 6.—*Item*, to pe INGLISMAN quhilk came fra the Admarall of England with Writtingis, x ti.

Item, to pe man that came fra Oneyll with ane Hors to pe KINGIS grace, xj ti.

Item, deliuerit to Malcolme Gourlaw to pe Rennold Lethome, Page, that passit in France with the Erle of Murray, to be him ane Cote with slevis, vij elnis blak Veluet,² xix ti.

Item, at pe KINGIS command, xx Crownis of pe sone, xxij ti.

Item, to Williame Stratherne, messinger, to pass to DUNBERTANE, IRWING, and AIR, with Letteris to charge pame to send Botis and Schippis with Victualis to meit pe KINGIS grace in the Dis pe vj day of Julij nixt to cum; and to remane in Dunbertane and pe Levinax for inbring of pe rest of pe Air,³ iij ti. vj s.

Jun. 7.—*Item*, gevin to Maister Andro Quhytelaw, for fraucht of ane Bote furth of Leithe to Levynnis mouthe with pe Siluer wark, and for cariage pairof to SANCTANDROIS, at the Baptyme of my Lord Prince, iij ti.

Jun. 8.—*Item*, send to SANCTANDROIS, to be ane Couer to my Lord Princes Credwill, iij elnis half elne crammessy veluet, xxiiij ti. x s.

Item, to be ane vper Couer pairo, vij elnes reid veluet of grane,⁴ xxij ti. xv s.

Jun. 10.—*Item*, to be Ansenzeis⁵ to the Schippis, xvj elnis reid and zallow taffitese of cord, xiiij ti. viij s.

Item, to be pe Croces pairof, iij $\frac{1}{2}$ elnes quhyte taffitese of Janis, iij ti. vij s. vj d.

Item, to be ane Couer and Curtingis to the Kingis bed in pe NETHER CHALMER in pe SCHIP, xvij $\frac{1}{2}$ elnes Grene dames, xxxiiij ti. v s.

Item, to be Frenzeis pairo, ane pund and half pund wecht Grene filk, extending to xxiiij vneces, vj ti.

Jun. 12.—*Item*, for pe making of vj Standartis, quhilkis wes deliuerit to Johnne Bertone to pe Schippis, xl s.

Item, gevin to him for pe making of iij Top-clatthis and iij Flaggis, xl s.

Item, for Arrow-hedis, deliuerit to Johnne Tenant, xliij s.

Item, to Schir Johnne Kylgour, for Painting of twa stand of Harness to pe Kingis grace, xxx s.

Item, to Myredoch Strueling, Patesar,⁶ to pay for pe making of the Unis (ovens) in pe SCHIPPIS, vij ti. iij s. viij d.

¹ A variety of other similar entries for furnishing and repairing warlike dresses and arms. ² The same person got doublet, cloke, hoise, beltis, and gartennis, with a blak veluat bonat, and 'Ane tergat to his bonat,' cost iij li. xvj s.

³ The residue or balance of the Escheats due to the Crown from the preceding Justice-aire of Dunbarton. ⁴ Fringes of red silk and blankets of white fustian also provided. ⁵ Ensigns; standards. ⁶ Pastry-cook.

Item, deliuerit to Johnne Mosman, for making of twa gret Chandolaris, twa Compis with coveris, and ane spwne to my Lord Prince, with ane morsare to pe KINGIS grace Culbering, quhilk wes of siluer, deliuerit to him of before, pe iij, xxiiij, and xxvj dayis of May last bipast; pat is to say, ane siluer stop, weyand xij pund wecht twa vneces; ane vper stop, weyand viij pund xij vnce; ane Water Pot, weyand xxvij vneces; twa Peris with feit, weyand lxij vneces, quhilk extendis to xxvj pund wecht and vij vneces; and to him for euerilk vnce wirking, iij s., *summa*, lxij ti. ix s.

Item, for twa roddis to pe Chandolaris, v s.

Item, gevin to him for pe making of ane Gubissill of gold to pe Kingis grace, weyand iiij $\frac{1}{2}$ vnecis, 2 $\frac{1}{2}$ Vnicornis wecht, deliuerit to his grace pe iiij day of Junij, iiij ti. viij s.

Item, to William Myllar, for twa drauchtis of Palzeonis, and ane draucht of bedding, fra pe Abbay to Leithe, to be put in the Schippis, iiij s.

Item, gevin to Johnne Dikfoune, Ross Herald, for his expensis passing to the Emprfour, in money and clething, lxxv ti.

Item, to (Schir) David Lindsay of the Mont (LION KING OF ARMS) and Jonet Douglafs,¹ be ane Precept, Vjclxvj ti. xij s. iiij d.

Jun. 28.—*Item*, to Rothissay Herald, for his expensis passing with Writtingis to Schir William Eberis, be deliuerance of pe LORDIS, pe xxvij day of Junij, iiij ti. viij s.

Item, to Johnne Paterfoun, for passing with close Writtingis fra pe QUENIS grace to (THE KING in) the Blis, iiij ti.

Jun. 29.—*Item*, to pe Tapesar, for pe fraucht of ane Bote with the Tapeschery fra Sanct-androis to Leith, v ti. xij d.

Jul. 7.—*Item*, the expensis debursit vpoun the Suffrage of Quene Magdalene, quhome God affolzé; in pe first gevin to pe Belman pe vij day of Julij, iij s.

Item, to ij^{xv} Chaplanis, ilkane ij s., *summa*, xxj ti. x s.

Item, gevin to the Offering, xxij s.

Item, to pe TAPESAR, for furnesing of nalis and hinging of the Blak Claithe, and pinoris feis, x s.

Item, for vj dosane of Armes, ilk dosane xx s., *summa*, vj ti.

Jul. 10.—*Item*, to Johnne Paterfoun, at his returnyng fra the Blis, in complete payment of his wageis, iij ti.

Jul. 18.—*Item*, deliuerit be Thomas Arthure to pe QUENIS grace, in Pitlethy, at pe KINGIS command, xj $\frac{1}{4}$ elnis Tanny taffitese of xij threid, xxv ti. vj s. iij d.

Item, to be skalbartis to pe KINGIS Raperis, v quarteris Blak veluet,² iij ti. xv s.

Item, to mak Frenzels to his grace Sward-handis, iij vneces blak sewing filk xv s., and Warkmanschip iij s., xvij s.

Jul. 27.—*Item*, gevin to the Lady Maistres for expensis debursit be hir for couering of my Lord Princis Cradill, gilt nalis pairto, and vperis expensis,³ viij ti. xij s.

Jul. 30.—⁴*Item*, to Johnne Mosman, goldsmyth, for pe making of ane Gubissill of Gold of Mynde, weyand iiij $\frac{1}{2}$ vneces half Vnicorne wecht, with ane Dragoune anamulit, deliuerit to pe KINGIS grace pe penult day of Julij, iiij ti.

Jul. 31.—*Item*, to Andro Michelfoune ane golone of Parise blak, viij ti. xj s.

Item, 'ane Cote of Serge,' 'Bonat,' &c. 'This leueray wes gevin to him for bringeing of tithingis to the Kingis grace of the Pattuite of my Lord Prince.'

¹ His wife. ² Such charges are very frequent in these Accounts. The scabbards are covered from time to time with such materials as might suit the King's fancy and the fashion of the day. ³ Numerous entries of furnishings to the King, Prince, Lady Jane, &c. ⁴ On this day ROTHISSAY HERALD was despatched to London. He got a Gown of 'Armosy blak Taffitese,' L. 15, 6s.—a 'Doublat,' L. 9, 15s.—for his expenses, 40 Crowns of the Sun, L. 44.

APPENDIX.

Item, gevin to Robert Blak, maser, for passing to DUNBAR, TAMPTALLOUNE, and pe BASS, to conboy the Heland-men thair,¹ xiiij s.

Item, gevin to him for passing with ane close Writting to pe BASS to ane Heland-man to send to Kintyre for James Canochis brother, x s.

Aug. 2.—*Item*, to Johnne Barbour to be Walk-hudis to pe KINGIS Walkis, iiij skynnis, xl s.

Aug. 6.—*Item*, to Johnne Paterfoune, Persewant, for passing with Letteris with diligence to warne certane Barronis in Anguse and Alernis to cum to EDINBURGHE pe xv day of his monethe,² l s.

Aug. 12.—*Item*, to Bute, Persewant, for passing with ane close Writting to Allane Stewart in Lorne, iij li. vj s.

Aug. 13.—*Item*, gevin to Johnne Mosman for vj $\frac{1}{4}$ vneces siluer to be ane Clam-schell to kepe pe KINGIS grace Walk mete,³ iij li. xvij s. xj d.

Item, for pe fassoune and gilding of it, xl s.

Aug. 14.—*Item*, gevin to Johnne Tefart, Croce-bow-makar, for stringis and windess-cordis to pe KINGIS graces Croce-bowis, iij li. x s.

Aug. 16.—*Item*, to Robert Blak, maser, for summonyng of ane Assise to Schir James Hammyltoune; and for Wyne brocht in to the Lordis being vpoune his Inqueist, . . . xv s. x d.

Aug. 20.—*Item*, to ane Tanny Baber hat to pe KINGIS grace, v s.

Item, for twa vneces half vnce siluer Pasmentis to ane Skyn cote, (Buff-Coat or Jerkin,) with fyde talletis, iij li. vij s. vj d.

Item, for ane dosan siluer buttonis to it,⁴ xvij s.

Aug. 27.—*Item*, to be ane Gowne, cote, and dowblat to Lord Robert, the Kingis grace sone, xv $\frac{1}{2}$ elnis gray Sating relzé, price of pe elne xxxij s.,⁵ xxiiij li. xvj s.

Item, to couer ane sadill and harnesing to Lord James of Helso, iiij elnis blak veluet,⁶ xj li.

Item, gevin to JOHNE GROTE for fraucht of his schip send be pe QUENIS grace furth of Sanctandros to Orkney to pe KINGIS grace with Writingis, xx li.

Item, to Florence Cornetoune, quhill he deliuerit to James Scrymgeour at his passing to France with tithandis of my Lord Princes Patriute, xj li.

Item, to pe LARD OF CREICH, in parte payment of his Tocher with Madame Grismore, at pe KINGIS command, iij^cxxxij li. vj s. viij d.

Item, to Robert Moffet, in pe Grantoune, for pe inbringing of thre Chebise quhill wes Justifiit, ix li.

Aug. 30.—*Item*, gevin to Archibald Stewart to pay iij Gunnaris ane monethis wage in the Castellis of Dunnewik, and Mand Lochbrun, in May, at pe KINGIS command, ix li.

Item, to Schir George Clapertoune, Maister Elimozinar, to the Kingis grace Almous, per tempus Compoti, extending vlikie (weekly) to iij li., ij^cvij li.

Item, to Jonet Logane, Lady Cragy,⁷ xxvj li. xiiij s. iij d.

Item, gevin to Johnne Tenent to furnese the Kingis Purse, per tempus Compoti,⁸ (viz. Sep. 17, 1539, to Sep. 2, 1540,) I^miiij^cxxvij li. xix s. viij d.

Item, to William Purves, Knok-makar⁹ and smyth, for his Pensioune grantit to him be pe KINGIS grace, vnder his Grete sele, xx li.

¹ These were the Hostages given for observing 'guid reule' in THE ISLES. ² 'Close writtingis' sent to Lords Seytoun, Zester, Somervill, Earls of Arran, Cassillis, and Eglentoune, 'to cum to Edinburghe.' ³ See Jul. 1542 of these Extracts, &c. ⁴ A number of other dresses, &c. to the King, apparently for Field sports. 'Thir clathis send to Falkland the xx day of August.' The Queen also gets dresses, 'riding cloke,' &c. and a charge for 'xxij Halk hudis' occurs on the same page.

⁵ It is unnecessary to enumerate all the other furnishings. ⁶ 'THE ERLE OF LEVINAX SISTER' gets a Gowne, L.45, 10s., Kirtill, L.11, 18s., &c. &c. this month, (20th.)

⁷ There are many payments to this Lady. ⁸ There is usually a monthly charge for 'the Purs.' In a few instances, such as the present, the Treasurer entered the gross amount at the end of the year. ⁹ Clock-maker.

Item, to the Gentill woman that wes lastly prised to my Lord Prince, for hir service and reward, be pe Kingis Precept,¹ xl i.

SUMMA totalium Expensarum (a Sep. 17, 1539, ad Sep. 2, 1540,) xxx^mix^clxij li. v s. x d.

SUMMA of 'the Munitionis and Craftismen'² wirkand pairupoun, within pe CASTELL OF EDINBURGHE, LEITHE, &c., for the same period, Im^vcxiij li. xvij s. xj d. ob.

Item, gevin to tua pynouris for doune-taking of xxx CHALMERIS³ of pe Heid of Daudis Towris, (IN THE CASTLE OF EDINBURGH,) and carting of pe samin with vthir Chalmeris and Munitione, eftir the Coronatioun, to be had again to LEITHE, xl s.

Item, gevin to pe carteris for doun-taking of pe samin to Leithe, extending to viij draucht, price of pe draucht ij s. vj d., summa, xx s.

Sep. 19.—*Item, to Alexander Hutoun for passing with Writtingis furthe of Edinburghe to Glawmís to pe KINGIS grace,* xxij s.

Sep. 24.—*Item, gevin to ane Persebant pat dwellis in Leithe to pas to Lanark and summond James Dowglass of Parkheid for Tressoun,* xij s.

Item, gevin to Ormond, Persebant,⁴ for bringing of tythandis to pe Kingis grace of pe taking of George Macfarlane, and for his passing agane at his grace command to the Mís, xj li.

Sep. 25.—*Item, gevin to George Carmichaell for ane pere of Gold of the Mynde⁵ deliuerit be him to pe KINGIS grace of befor, in SANCTANDROIS, weyand twa vneces quarter vnce grote wecht, price of pe vnce vj li. viij s., summa,* xv li. iiij s.

THE expensis vpoun pe furnesing of pe (fibe) Hauknay Hors and (riij) Halkis send to the King of France, the Dolphyne, and Duke of Sweis, with Johnne Bog,⁶ iiij^clxxij li. v s. x d.

Oct. 2.—*Item, gevin to Schir Johnne Campbell to furneis his expensis in passing to the Imperatour with Writtingis,* iiij^cxxx li.

Item, to the Imperatouris serband quhilk brocht Writtingis to pe KINGIS grace, lv li.

Oct. 7.—*Item, to pe man pat tuke George Macfarlane, at pe KINGIS command,* xliij li.

Item, to the Frenchman that brocht the Hors to pe KINGIS grace furth of France, ij^cxx li.

Item, to his servand pat kepit pe said hors, xxij li.

Oct. 9.—*Item, deliuerit to Johnne Mosman xij vneces quarter vnce siluer to be ane Relique to ane Bane of Sanct Mahago,* ix li. iiij s. ij d. ob.

Item, gevin to gilt pe said Relique with, twa Rois-nobillis, v li. vj s.

Item, gevin to him, to be ane Relique to ane Bane of Sanct Andriane of May, vj vneces quarter vnce Gold of Mynde, xl li.

Item, to him for making of pe samin, vj li.

Item, gevin to him for making of pe vper Relique of Sanct Mahago, iiij li.

Item, to Johnne Paterfone for making twa Caissis to the said Reliquis, xxij s.

Oct. 11.—*Item, gevin to Johnne Mosman, for making of the Princis Armes vpoun Schir James Hamiltonis Chapell gafr, pat is to say, ANE CROCE OF SILUER, TWA CHANDELARIS, ANE HALI-WATTER-FATT⁷ with ANE STYK, TWA CROWETTIS, ANE BELL, ANE BOIST TO KEIP HOISTIS IN,⁸ and ANE COUER TO SERUE FOR pe PAX, all deliuerit to Thomas Dudingstoun, Maister of Howshald to my Lord Prince, and for mending of twa flaconis,⁹* xx s.

¹ At this period the King's Advocate had only L.40 per annum of Salary. ² The particulars of this branch of the public Accounts occupy 35 pages; but though they are very interesting, it is not possible to give suitable extracts in this place. Only two entries need be noticed here, which immediately follow this article. ³ A small piece of ancient Ordnance. 'Chambers' are mentioned by some of the early Dramatists, and sometimes in the Stage-directions of Battle-Scenes, we find, 'Chambers are let off in the distance.'

⁴ He had been despatched, along with Walter Macfarlane, to Kyntyre, to the Master of Glencairn, on Sep. 4. ⁵ There are numerous similar entries which prove that, during this reign, GOLD was found in pretty large masses in 'the Mynde' at Crawford-Muir.

⁶ The various items for harnessing, five saddles, dresses for Bog, and 'vij childerin (lads) that passit in France with the said hors (horses) and halkis.' The items occupy above three pages. ⁷ A vat or vessel to hold Holy-water.

⁸ A box to keep the Host or Eucharist. ⁹ Flagons.

APPENDIX.

Oct. 13.—THE Expensis debursit vpoun pe four *Hawknays* send to the *Dolphin* of France, and vpoun pe FRENCH PAIGE callit LAPONSE, at his departing to France,¹ . . . ij^cxliij ti. v s. vj d.

Item, to ane servand pat passit to pe *Glawmes* fra pe LORDIS with Writtingis to pe Kingis grace, . . . xxij s.

Nov. 7.—*Item*, deliuerit to Johnne Mosman to garneis ane *Bair-tuithe*² to my Lord Prince, ane vnce twa Vnicorne half vnicorne wecht of Gold of Mynde, . . . viij ti. viij s.

Item, to him for making of pe famin, . . . xl s.

Item, for gilding of an litill garnesing of ane *Horne* to my Lord Prince, . . . iiij s.

Nov. 15.—*Item*, to Thomas Arthuir, for furnesing of clething to Schir Johnne Campbell of Lundy, kny^t, at pe KINGIS command, quhen he departit to the Imperatour, . . . I^c ti.

Item, to Maister Robert Forman, *Ross Herald*, to by him clathis, passing with pe said Schir Johnne in company, . . . xxiiij ti.

Item, to Thomas Vdward for ane blak furring of cunyng (*cony, rabbit*) skynnis, thre Bowis, thre dofane Arowis, and ane quaver brocht furth of Ingland, deliuerit to David Ferry and Johnne Tennent, . . . xx ti. xvij s.

Nov. 19.—*Item*, to Alexander Hwtoun to pas and poind the Lord *Maywall* for certane dettis, . . . xxij s.

Item, to Williame Hardy for his expensis passing to warne pe LAIRDIS OF LOTHIANE to ryde to the Bordour with the Kingis grace, . . . xiiij s.

Dec. 15.—*Item*, to William Hardy to pas to the *Blis* and tak *Seysing* of *MacKays* landis, . . . v ti.

Dec. 19.—*Item*, gevin to pe young Tapescher, for cariage of the Tapescherie to *Glawmes* and vperis places, . . . vj li. xiiij d.

Dec. 28.—*Item*, send to Striueling to be ane Gowne to Seratt, vij elnis grene Veluet, . . . xxj ti.

Item, send to begary it with vj quarteris zallow Veluet, . . . iiij ti. vij s.

Dec. 31.—*Item*, gevin Johnne Mosman for chengeis, ringis, tabulattis, braselattis, targettis, and vper gold wark refaut fra him in Striueling, pe KINGIS grace being present, to be gevin in *Perwezere Giffts*, . . . iiij^cx ti.

Item, gevin to (Charlis) Murray, for xx *Hawkbutfis*³ brocht furth of (Duc)heland⁴ be him, price of pe pece half Angell nobill, *summa*, . . . xvij ti.

Jan. 9, 1540-1.—*Item*, gevin to ane Ducheman pat pleyit⁵ before pe LORDIS, to mak his expensis, . . . xl ti.

Jan. 20.—*Item*, gevin to the Prothonotar, servand to pe QUENIS grace, at his departing to France,⁶ . . . xliij ti.

MEM^d, deliuerit to Johnne Mosman, in pe ABBAY OF HALYRUDHOWS, pe xxj day of Julij last bipast, pe KINGIS grace being present, pis *Gold-wark and Jewellis* astir folowing, quhilk wes of WILLIAM HWMES ESCHETE; pat is to say, Thre *Chengeis*, with ane brokin chenge, xj *Bedis* of gold, 1 *Bedis* of Ammatist, with v *Goldis* of *Franch* crowntis, twa *Clokis*, thre small buirdis of beltis, hed and pendes of gold, viij ringis, thre hingaris, ane croce, ane hart, twa colleris, ane lesart, and ane small belt, all weyand xxviiij vnce half vnce, deliuerit to him, with vper gold wark, to be meltit in ane grete lingot,⁷ price of pe vnce viij ti. x s., *summa*, . . . ij^cxliij ti. v s.

AND pe famin tyme deliuerit to pe KINGIS grace, in ane box, pe litill Copburd of siluer, with certane stonokkis, perle-bedis, beltis, and vper small gair contenit in pe saidis boxis.

¹ The *items* are too numerous to be noticed.

² Hagbuts. This is selected to remark, that great quantities of hagbuts, culverins, and all kinds of Artillery and ammunition, were imported from Holland, Germany, Denmark, &c., in 1540, 1541, and 1542. The small arms were often in ninety-nine number at a time, perhaps from restrictive regulations in these countries, only suffering their exportation if under 100 in number.

³ Holland. ⁴ Litigated. ⁵ See Apr. 24, 1542, of these Extracts. ⁶ Fr. an Ingot, or wedge of gold.

- Feb. .—*Item*, send to **Falkland**, to þe **QUENIS** grace, with Alexander Kempt, to be hir ane **Solone**, xv elnis Purpur veluet, lij ti. x s.
- Item*, to be ane **Kirtill**, ix½ elnis Quhyte Dames of þe grete flour, xix ti.
- Feb. 3.—*Item*, send to hir grace twa pund wecht sewing gold,¹ xxiiij ti.
- Item*, gevin to Andro Watfone and Schir Johne Kylgour, for þe making of four **Baneris** to the **Trumpettis**, and furnesing of stuff pairto, xl ti.
- Feb. 4.—*Item*, to ane Ducheman pat haid his schip brokin in **Sanctandrois** with þe **KINGIS** Colis, xxij ti.
- Item*, to the **Cuntes Pallentynis** serband, xliij ti.
- Item*, gevin to the **Freir** that come furthe of Grece, xliij ti.
- Feb. 9.—*Item*, 'the **Expensis** upowne my **Lordis** the **Kingis** sonis,' 'LORD **JOHNE**' and 'LORD **ROBERT**,'² for dressis, &c. unnecessary to be specified.
- Feb. 20.—*Item*, gevin to Robert Hart, to deliuer to ane seruand of the **Imperatouris**, pat brocht **Writtingis** to þe **KINGIS** grace, xxij ti.
- Item*, gevin to Johnne Moffettis sone and his seruand quhilk brocht **Sweete-matis** and **Rense Wyne**³ to þe **KINGIS** grace, xj ti.
- Mar. 11.—*Item*, to Johnne M'casse, messinger, for his expense to turs certane clois **Writtingis** of þe **KINGIS** graces to the **Gentilmenne** of the **Ilis** and vther **Peelandmen**, xliij s.
- Mar. 26, 1541.—*Item*, to Johnne Paterfoune, for ane cais to ane flacone of **Aquavite**,⁴ v s.
- 'The **Sair**⁵ (geir) furnesit to the **Kingis** **Chapellis** of **Streueling** and **Halprudhous**. In the first deliuerit to Johnne Zoung, iij½ elnis **Raid** Dames, to be ane **Pendakill** to þe **Chapell** in þe **Abbey**, vii ti. xiiij s.
- Item*, for þe **Browdery** and **Markmanschip** of thre **Jesus** wrought with **Crowne** of thorne, thre **Pames** of **Jacobus Quintus**,⁶ with the **Kingis** **Armes** and **Crowne** aboue the heid, and twa **Unicornis** berand the samin, price of all, vij ti.
- Item*, to Walter Moncur, for fraucht quhilk he debursit at þe **QUENIS** cumpng fra the **Glawmes**, and passing agane to þe **GLAWMES**, iij ti. vj s.
- Item*, gevin to Adam Stewart, to deliuer to þe **ERLE** of **MURRAY** in **France**, iij^clxxxvij ti. xvij s.
- Apr. 2.—*Item*, deliuerit to Johnne Bertane, to be ane **Cote**, **hois**, and **brekis**, to the **Uitill** **Work**,⁷ twa elnis of **RAID** and vj quarteris of **3ALLOW**, iij ti. xvij s.
- Item*, to be him ane **Dowblat**, x quarteris **RAID** and **3ALLOW** Birge fating, xxv s.
- Item*, for ane raid **Bonet** to him, xv s.
- Item*, for making and lyning of his clathis, xxj s.
- Apr. 6.—*Item*, to ANE **FRENCHMAN**, callit **Latusche**, at his passing in **France**, I^cx ti.
- Item*, to **Maister Alexander Gordoune**, at his passing to **France**, I^c ti.
- Item*, to ane seruand of James Lindsayis, for his expensis in hame-bringing of **Wakis** furthe of **Murray**, vj ti. vij s.

¹ This is selected to repeat former observations, that THE QUEEN must have passed much of her leisure hours in EMBROIDERING in Gold and Silver. In almost every month of these Accounts there are large payments for furnishings of Gold, silver, and silk thread, &c. On Feb. 12, another charge is made for 'xx½ dowbill hank of sewing gold, xxij li. xj s.' It is unnecessary to multiply similar entries, which are very frequent, and the quantities are usually two or three pounds weight at a time.

² In another entry this month, he is styled 'LORD ROBERT OF HALYRUDHOUS.' Such entries occur almost monthly.

³ Sweet-meats and Rhenish wine.

⁴ Eau de vie, French Brandy?

⁵ The other furnishings consist of Abbis, emmettis, towellis, altar towellis with croces of fyne silk, beltis, corporallis, vj tynne crowettis of the fassoune of siluer, ane caip of clayth of gold, and ane caip of blew dames with sternis (stars) of gold.

⁶ See the entry, Mar. 22, 1539-40, of this Appendix.

⁷ Several notices occur of this individual. He was probably a DWARF, or BUFFOON, as would appear from the nature of the dresses given him from time to time. His name, however, is never mentioned. Several Dwarfs, male and female, were entertained at the Scottish Court, and had regular pensions and liveries assigned to them.

APPENDIX.

Apr. 19.—*Item*, gevin to JAMES HAMMILTOUNE, sone to James Hammiltoun, bmqubhle Scheref of Linlythgow, to furneis his fader (furth) of pe realme, ii^c ti.
Item, to the DUCHEMAN seruandis to the Lord of the Fair, j^cxxxij ti.

BIRTH AND BAPTISM OF ARTHUR DUKE OF ALBANY.

Apr. 24.—*The Expensis debursit on my Lord Prince, and at the Nativite of my Lord Duke.* In the first, pe xxiiij day of Aprile, deliuerit to Johnne Tenent, viij elnis quhyte Teffites of twa thredis, to be SERUIETTIS to hald the Caudillis, at the Baptising of my Lord Duke, iiij ti.

Apr. 26.—*Item*, deliuerit to Johnne Mosman, to gilt twa heiche standand Cowpis pat wer maid at pe Nativite of my Lord Prince, and now send to Striueling, x Roise nobillis, xxvj ti. x s.

Item, gevin to Johnne Paterfoune, for twa Caris to pe saidis Cowpis, and ane cace to ane Chalir of my Lord Princes, maid of before, xlvj s.

Apr. 27.—*Item*, gevin to Thomas Richartfoune, for xij boltis of cammes¹ deliuerit to Johnne Bertone, to be salis, xlvij ti.

Item, deliuerit to him, for pe fraucht of his Schip and Marinallis wage, passand with the Kingis grace to the Ilis, l^cxiij ti.

Item, to the HEROLDIS, pe tyme of pe Baptising of my Lord Duke, xj ti.

Item, to James Stevinsonne, for vj Rapperis and twa paintit clathis deliuerit be him to pe KINGIS grace, vij ti. xiiij s.

Item, to Rothissay Herold, for his expense passing to Jedburgh, to prepair pe luggeingis and furneing to pe LORDIS, and remanyng pairupoune (at the AIRE), vj ti. xv s.

Item, to MARGARETE SCOTE, for hir lawbouris being with my Lord Prince, v vlkis, xxx ti.

Item, to Johnne Forestar, BOWER, for Arrowis Hedis, gayngeis,² and quaveris, fra pe ij day of May 1538, to pe iij day of Februar last, xiiij ti. vij s. viij d.

DEATH AND BURIAL OF ARTHUR DUKE OF ALBANY.

Apr. 29.—*Item*, to Andro Zare in Striueling, for ane Cap of leid that my Lord Duke wes hurijt in, xiiij s.

Item, gevin to Peter Buntynne, for passing with Letteris to pe SCHEREFFIS and BURROIS of pe WESTLAND, for Chapinschawing, l s.

Item, to Johnne Paterfoune, for passing with siclyke Letteris to pe NORTHLAND, iij ti. xiiij s.

May 5.—*Item*, gevin to William Straitherne, for passing fra pe LORDIS, being in Jedburgh, to pe KINGIS grace, in Striueling, with diligence, xl s.

Item, gevin to ANE INGLISMAN pat cam fra the Wardane of the Liddill Marchis of Ingland to pe LORDIS, being in Jedburgh, xliij s.

May 22.—*Item*, to Johnne Mortoune, for his labouris passing to pe LANGHOPE for pe LORD MAXWELL, for inbringing of Liddisdale to the Airis, iij ti.

DEATH OF JAMES DUKE OF ROTHSA, PRINCE AND STEWARD OF SCOTLAND.

May 25.—*Item*, to be twa Fute-mantillis and twa harnessingis to pe QUENIS grace, xx elnis Blak Veluet,³ lv ti.

Item, to be four Fute-mantillis and four harnessingis to four of hir Ladyis, xl elnis blak veluet, l^cvj ti. xiiij s. iij d.

Item, a variety of Harnessingis, frenzies, gilding of bukelis, pendeffis, &c. &c. amounting in all to the sum of iij^clvij ti. vij s. ob.

¹ Webs or pieces of canvass or Sail-cloth. ² For cross-bows. ³ This expenditure is under the head of 'Expensis debursit vpoun the QUENIS Stabill and Ladyis,' for the Month of May.

May 26.—*Item*, fend to Striueling to THE COWNTES OF ARROLL,¹ to be hir ane **Dule Weid**, vj elnis fyne Paryse blak, xv ti.

Item, fend to hir pe samin tyme, four elnis vper Frenche blak, vj ti. viij s.

Item, gevin to **Cresche Wallie**, at pe KINGIS command, xl s.

Item, to pe GRAY FRERIS in JEDBURCHT, to pe help of the reparatioun of thair Place, (the Monastery of Jedburgh), xx ti.

May 28.—*Item*, to twa boyis pat passit to Striueling with thre dozen gwiik gwalzeis,² carpandyis,³ and vper small gair brocht hame be Hanis Anderfoune, ix s.

Item, gevin to Johnne Paterfoune, for passing with Letteris to ABERDEN, and vper BURROWIS IN pe NORTHLAND, for hame-bringing of Hawkbuttis,⁴ xxij s.

Jun. 23.—*Item*, gevin to pe Maister Crick, to support him for expensis maid pe tyme of his sekenes, xij ti.

Item, to the Frenche Doctour, at his passing to FRANCE, xliij ti.

Item, to Johnne Cayrnis, for pe fraucht of thre fiddir of leid,⁵ turfit furth of Leithe to Sanctandros, at pe KINGIS command, iij ti.

Item, gevin to pe QUENIS grace (Queen Margaret) Mbrice, quhame God affolzé, at hir departing to FRANCE, xxxiij ti.

Item, to Johnne Paterfoune, for passing to Dunkell to summond MAISTER ADAME OTTERBURN, and to pas in pe NORTHLAND with Letteris to the Prelatis, and with Letteris to the Scheress and Burrowis, for Expelling of Egiphtianis, iij ti.

Item, to Robert Blak, to summond the Lord Home; and passing with siclyke Letteris to pe MERSE, TEVIOTDALE, and LAWDIANE, xl s.

Item, to Robert Hart, for passing to the Westland to pe PRELATTIS with siclyke Letteris, and for Expulsion of Egiphtianis, iij ti. ij s.

Jun. 24.—*Item*, to ane Inglisman, pat come with Writtingis fra the Bordouris, iij ti.

Jun. 28.—*Item*, to William Champnay, for passing with twa close Writtingis to the Erle of Arrane and Lord Fleming, xiiij s.

Jul. 5.—*Item*, deliuerit to George Steill, to be fend to Crawford-Johnne,⁶ to hing betuix pe TAPESCHERIE and pe wallis, for saving pairof, vj^{xx} elnis Bertane cammes, viij ti.

Item, to bind pe TAPESCHERIE with, xxx sawdome of cord, v s.

Item, to pe JUSTICE CLERK, at his passing to Ingland, to mak his furnesing, Ic ti.

Jul. 6.—*Item*, to Malcolm Gourlaw to mend the Pailzonis send to CRAWFURD-JOHNNE, ane stane of small cordis, price, xiiij s.

Item, to mend pe said Pailzonis, four elnis Bertane cammes, v s. iij d.

Jul. (7.)—The expensis debursit vpone the Suffrage of Quene Magdalene, quham God affolzé. In the first, for nalis, clekis to hing pe clathis, and pynouris for dighting pairof, and to pe Belman, xij s.

Item, to Schir Johnne Stirk to be distribut amang pe Chaplanis, xxij ti.

Item, to pe ERLE OF BUCHANE to offer, xxij s.

Item, to Andro Watfoun, Paintour, for pe Painting of v dusan Armes, v ti.

Jul. 9.—*Item*, gevin for pe fraucht of ane bote at midnycht to turs ane writting to the Car-dinall, in haist, x s.

Item, to Johnne Cob to pas with ane Writting with deligence to pe KINGIS grace to Crawford-Johnne, xxij s.

¹ Lady Helen Stewart, daughter of John third Earl of Lennox. She married, 1st, William fifth Earl of Errol; and 2dly, John tenth Earl of Sutherland. ² Quails. ³ Perhaps O. Fr. *carpendu*, pomme de car, the apple called a shorte-start? *Cotegrave*.

⁴ Great quantities appear to have been purchased for the use of the King's troops, besides those obtained by burgesses, Nobility, &c. ⁵ A FIDDER of lead 'contains neerly sexscore and aucht stane.' *Skene, de Verb. Sig.* It is elsewhere stated to consist of eight pigs, every pig 'three-and-twenty stone and a half.' *Cowel*. See also *Dr Jamieson*, v. FUDDER.

⁶ During the Royal visit there.

APPENDIX.

- Jul. 11.—*Item*, to *Johnne Scot* callit the *Sanct*,¹ at *pe KINGIS* command,² xxij s.
Item, to *Schir William Layng*, be ane Precept aboue *pe* ordinar admittit to him in *my Lord Prince Hous*, for his *Leveray Clathis*, xiiij li. vj s. viij d.
Item, to the *Auld Maistres*, be ane Precept, at *pe KINGIS* command, xx li.
Item, to *Williame Stratherne*, for passing with close *Writtingis* to *convene the Temporall Lordis*, xxij s.
Jul. 13.—*Item*, for *cariage of the Tapescherie* (Tapestry) furthe of *Edingburcht* to *Crawfurd-Johnne*, xxx s. vj d.
Jul. 15.—*Item*, to *Johnne Cob* for passing with clos *Writtingis* to *pe LORD BORTHWYK* and *CAPITANE OF DUNBER*; and with letteris to *pe Schereffis* of *Berwyke*, *Roxburcht*, *Peblis*, and *Selkirk*, for *Wapinschawing*, xxxiiij s.
Jul. 20?—*Item*, to *Thomas Vdward* for ane barrell of *fokkettis*,³ deliuerit to *Thomas Hamyltoun*, to *pe KINGIS* grace, ix li. vij s. vj d.
Item, gevin to *Thomas Softlaw* for *Stenting of the cannes* at the *Buttis*⁴ in *STRIUELING*, viij s. viij d.
Item, to *William Purves* for mending of *my Lord Princes Knok*; and for grathing of *pe KINGIS* grace *Knok*, making of ane new bell, with ane kist lokkit and bandit to put hir in; xij pair of *Rache-cuppillis*; ⁵ and for expensis maid be him passing to *SANCTANDROIS* and fra thyne to *STRIUELING*; as his *Ticket of Compt* gevin pairupoun beris, v li. ij s.
Item, ane clos *Writting* sent fra *pe Lordis* to *pe KINGIS* grace, xxij s.
Item, to ane *Inglishman* pat brocht *Writtingis* fra *pe BORDOURIS*, and remanit vpoun his anfuier, iiij li. viij s.
Jul. 22.—*Item*, for *cariage of pe fame* furthe of *Crawfurd-Johnne* to *Edr*, xxvij s.
Item, to *pe FRENCH TAPESCHER* for thre hors *cariage of Tapescherie* furth of *Striueling* to *Crawfurd-Johnne*, and for *crukis*, *nalis*, and *vperis* expensis, xliij s. vj d.
Jul. 24.—*Item*, to *Schir James Hammyltonis wyffe*, quhilkis wes *pe* prices of cornes sawld to hir, being vpoun *pe* *Manis* of *Toliculture*, pertenyng to *pe LAIRD OF ESTER WEMYS*, lxxx li.
Item, *Maister Johnne Lawder* for his (labouris) in *Writting of Directionis to the Cowrte of (Rome)* for promotioun of *pe Abbayis of Coldinghame* (and) *Melros* to *pe KINGIS* grace *Sanis*, 6
Item, deliuerit to *George Carmichaell*, sone to *pe CAPITANE OF CRAWFURD*, for thre vnce of *Gold*⁷ quhilk he deliuerit to *pe QUENIS* grace, the tyme scho wes in *Crawfurd-Johnne*, price of *pe vnce*, vj li. viij s., *summa*, xix li. iiij s.
Jul. 26.—*Item*, for *cariage of pe Tapescherie* furth of *Crawfurd-Johnne* to *Cragmethane*, and fra thyne to *Peblis* and *Edr*, and furth of *Edr* to *Striueling*, xxxvij s.
Item, for thre hors *cariage* furth of *Edingburcht* to *Striueling* with *Tapescherie* quhilk *suld* *habe passit to the Huntis*, xvij s.
Item, for *cariage of the Bailionis* to *Crawfurd-Johnne*, *pe* vj day of *Julij*, and remanit furth xj hors to *pe* xxv day of *pe* *famin*, takand ilk hors on *pe* day ij s., *summa*, xix li. xvj s.
Item, to *Johnne Bog* for expensis maid be him vpoun thre *Sangweleris*⁸ quhilk

¹ The celebrated Papist, who fasted forty days on several occasions both in Scotland and at Rome, &c. ² Probably this was during or immediately subsequent to his voluntary confinement in Edinburgh Castle, until he should have proved he was a Holy person by fulfilling his vows of fasting.

³ Some kind of preserves or comfits? ⁴ Stretching the canvas at the Butts, for the practice of archery.

⁵ Dog couples.

⁶ The ends of the lines obliterated.

⁷ A specimen of a mass of Gold ore from the Royal Mine. His sister Elizabeth, daughter of Sir John Carmichael, was one of the King's Mistresses, by whom he had JOHN, PRIOR OF COLDINGHAME, &c. See preceding article. She afterwards married Sir John Somerville of Cambusnethan. The PRIOR was father to the noted Francis Stewart, Earl of Bothwell.

⁸ Wild-Boars; Fr. *Sangliers*. See Aug. 15 following.

come furth of France to þe KINGIS grace; awayting vpoun þame xiiij dayis, and turfing of þame to Falkland, vj li. xj s.

Aug. . . .—*Item*, gevin to þe ERLE OF ERGYLE for *Renunciatioun* of all and findrie þe landis, lordschippis, and dominionis, quhilkis pertenit to þe airis of vmq^{le} Mackane in the Blis, and now pertenyng to ARCHIBALD ERLE OF ERGILE heretablie, be Alienatioune, and resignit be him in our fouerane lordis handis *ad perpetuam Remanentiam*, v^m li.¹

Item, gevin to Ross Werald, for making of his expensis, passing to the King of England with Writtingis, xxij li.

Item, to Permond Wesley, for ouergeving of þe Gift grantit to him be þe KINGIS grace of Archibald Douglas and William Douglas Eschetes, in complete payment of ij^c merkis, lxxxix li. vj s.

Item, to Helene Rosse, to þe help of hir dochteris Marriage, at þe KINGIS grace command, xij li. viij s.

Aug. 15.—*Item*, for making of ane Pale of tymmer within þe PARK OF FALKLAND to the Sangwileris,² xvj li. xvj s.

Item, to Williame Forrest, for thre pair of grete dog irnis for Deir-daggis, ouergilt with gold, with pair Collaris of Purpure Veluet, stuthit with gilding stuthis;³ and for Arrowhedis furnesit be him to þe KINGIS grace, iiij li. vj s.

Item, to Schir George Clapertoune, Maister Elmosinar, to þe KINGIS grace Almos, ij^c viij li.

Item, to him in augmentatioun thereof, lxij li. xij s. iiij d.

Item, to Jonet Logane, Lady Craigy,⁴ xxvj li. xij s. iiij d.

Item, to Johnne Merloun, in complete payment of his lawbouris, warkmanschip, and furnesing of the Register Hous biggit within the Castell of Edinburgh, abone þe sowe of ane hundredreth and twenty pundis tane allowance in þe last Chekker; conform to þe CONTRACT maid betuix him and þe CLERK OF REGISTER pairvpoun, lclxxx li.

Item, gevin to Charlis Danielstoun for expensis debursit be him vpoun the Cheking of the Dungeon and Kecheing Tour in the Castell of Blaknes, with brwme⁵ and dovet;⁶ and for thre stok-lokkis to þe Dungeoune, iij li. xix s. vj d.

Aug. 17.—*Item*, to Thomas Wdward, for Botwis, stringis, and arowis, deliuerit be him to þe KINGIS grace, Johnne Tenent,⁷ George Steill, and Thomas Softlaw, at his grace command, xxx li. viij s.

Item, deliuerit to Johnne Moffettis servand, Conservatour in Flanderis, send hame be him at þe KINGIS grace command, to complete ane Chalmer of the Antique Historie, (in TAPESTRY-WORK,) 273 Crownis of þe sone, iij^c li. vj s.

Item, to Patrik Lindsay for vij Steill sadillis and ane ring deliuerit to þe KINGIS grace, xxij li. ij s.

Item, to Johnne Clerk, Jak-makar, for ane Jak deliuerit be him to þe KINGIS grace, couerit with Veluet, xxiiij li. xiiij s.

THE ROYAL HOUSEHOLD.⁸

Sep. 7.—The expensis debursit vpoun þe KINGIS SERVANTIS, ORDINARIS, for thair Leberay clathis, *per tempus Compoti*, (Sep. 2, 1540, to Sep. 7, 1541.) In the first, gevin to the Compter, Johnne Leslie, Scharis; Oliver Sinclair, Henry Kempt, Copparis; David Wod of þe Crag, Andro

¹ L.5000.

² Wild-Boars. See Jul. 26 preceding.

³ Studded with gilded studs.

⁴ This Pension

is regularly paid, and is always entered among the 'ELIMOSINA.'

⁵ Broom; *planta genista*.

⁶ Turf.

⁷ There is another charge of vij li. xij d. to Johnne Forestar, bowar, for Arrowis, the same month.

⁸ The con-

cluding entries, under this department, at the close of the reign of KING JAMES V, are so interesting, and contain mention of so many persons whose names have long been familiar to the Historian and Antiquary, that the Editor has deemed it proper to give the payments at large. He believes such an enumeration is likely to be acceptable to readers of every class, as it affords such minute details of the internal economy of the Royal Palace, &c.

APPENDIX.

Wod of Largo, Carbouris; and pe Laird of Craigy, Ischer of the Inner-Chalmer-dur; ilkane of pame xx ti., *summa*, I^cxl ti.

Item, to James Leremont and Patrik Wemys, Maisteris of Howshald, ilkane of pame l ti., and to the Clerk of Expensis, xx ti. *summa*, I^cxx ti.

Item, to James Aikinheid, Archibald Campbell, zeman in the Wyne-Sellar; Stevin Dudingstoun, (servand,) in his faperis place, Maister of the Silber Vescheil; Robert Gib, Squyar of the Kingis Stabill; and Thomas Marschell, Maister Cuke; ilkane of pame xx ti., *summa*, I^c ti.

Item, to William Baird, James Wod, Ischeris of the Uter-Chalmer-dur; Normond Lesley, Patrik Kircaldy, Johnne Guthre, and James Watfoun, zemen in the Kingis Chalmer; Johnne Tennent, zeman in the Wardrop; Schir George Clapertoun, Clymtasinar; Schir David Cristefoun, Stewart; Schir George Scott, Abbreuiatur of the Bukis; Schir Johnne Jurdane, Clymtasinaris Preist; and Johnne Hay in the Kingis Pannetrie; ilkane of pir personis, xij ti. vj s. viij d., *summa*, I^clx ti.

Item, to Walter Moncur, zeman in the Braithous; James Murray, zeman in the Aill Sellar; David Blantyre, zeman in the Grete-Lairdnar; Thomas Hammiltoun, zeman in the Spice-hous; James Richartfoun, zemen in the Petty-Lairdnar; James Edmonstoun, Johnne Bog, Robert Purves, Andro Michelfoun, zemen in the Stabill; Johnne Sprotty, smyth; Johnne Purves, zeman of the Abery; David Hay, Sumppturman; Johnne Lawfoun, Ischer of the Wall-dur and Colzare; George Gibfoun, Maister Barster; George Ogilvy, Comptroller Clerk; Peter Hammiltoun, Courte Maister Cuke; Schir Johnne Mcall, Catour; Johnne Mcall, Pultreman; ilkane of pame xij ti. vj s. viij d., *summa*, ij^cxl ti.

Item, to Alexander Kempt, Alexander Quhite(law, Murdo Mck)enze and (Andro) Drummond, Grbmes in the Kingis Chalmer—ilkane of pame xiiij ti. xij s. iiij d.; and William Duchall, Botel-man, xij ti. vj s. viij d., *summa*, lxxij ti.

Item, to Gilbert, (in Mvschettis place,) Grbme in the Wyne Sellar; Thomas Murray in the Aill-Sellare; William Bell, Grvme in the (Grete) Lairdnar; Kellis, Grbme for the Vescheil; Gawyne Wane, Grbme for the Silber Vescheil; Murdo Striueling, Patesar; Johnne Barbour, Thomas Tulloche, Grbmes in the Wardrop; Troylus, Patryk Clerk, Grbmes that kepis the Desertis; Malcolm Gurlaw, Catour in the Wardrop; William Galbrayth, Grbme of the Kecheing-dure; Johnne Angus and David Kirkcaldy, in Montis place, Grbmes in the Kingis Kecheing; Johnne Cliddisdale, Grbme in the Spicehous; William Nycholl and James Dunkane, Grbmes in the Courte Kecheing;—ilkane of pame takand x ti., *summa*, I^clxx ti.

Item, to Andro Angus, and Inuerrugy in David Kirkcaldyis place, Under Grbmes in the Kingis Kecheing; and to Patrik Anderfoun in the Braithous—ilkane of pame v ti., *summa*, xv ti.

Item, to twa Turne-braches in pe KINGIS KECHING, and twa in pe COURTE KECHING, ilkane of pame xxvj s. viij d., *summa*, v ti. vj s. viij d.

Item, to Patrik Crummy and James Bog, Porteris, ilkane of pame x ti., *summa*, xx ti.

Item, to Mawfe Atkinfoun, Labendar, for hir Leveray clathis, xij ti. vj s. viij d.

THE EXTRAORDINARIS IN PE KINGIS HOUS, FOR PAIR LEUERAY CLATHIS.

In the first, to George Steill, pe Laird of Camskethe, Schir Mychaell Disart, pe Perfounne of Disart, Schir William Drummond, pe Frenche Potingar, pe zoung Laird of Grange in Angus, Edward Stewart, Johnne Charterhous, and Nycholl Claphane, ilkane of pame xx ti., *summa*, ij^c ti.

Item, to Richart Carmichaell, George Ormiftoun, James Schrymgeour, Chefman Falconer, and Nycholl Arthe, ilkane of pame xij ti. vj s. viij d., *summa*, lxvj ti. xij s. iiij d.

Item, to Johnne Richartfoun, Johnne Monteithe, Johnne Murray that seruís the Desertis, ilkane of pame v ti., *summa*, xv ti.
Item, to Johnne Drummond, Maister Wrycht, in contentationne of his Leveray clathis, xx ti.

THE ORDINARIS IN THE QUENIS HOUS.

In the first, to Walter Scrymgeour, Maister Ischer in the Quenis Chalmers, for þis zere and þe zere precedant, ilk zere xiiij ti. vj s. viij d., *summa*, xxvj ti. xiiij s. iiij d.
Item, to Johnne Moncreif, Alexander Lindsay, and Gilbert Moncreif, Ischeris in the Quenis Chalmers, ilkane of pame zere lie, be þe said space, xiiij ti. xiiij s. iiij d., *summa*, lxxxviij ti.

THE ORDINARIS IN MY LORD PRINCE HOUS.

In the first, to Thomas Dudingstoune, Maister Houshald; þe Auld Laird, Maister Ischer, and his sone; ilkane of pame for pair leueray clathis xx ti., *summa*, lx ti.
Item, to Schir William Layng, Maister Clynosinar; and Maister Allane Lawmond, Stewart; ilkane of pame xiiij ti. vj s. viij d., *summa*, xxvj ti. xiiij s. iiij d.
Item, to Cristiane Baxster, serband to Lady Jane, xiiij ti. vj s. viij d.
Item, to þe four Rokkerris¹ and the Labendar, (Laundress,) ilkane of pame vj ti. xiiij s. iiij d., *summa*, xxxiiij ti. vj s. viij d.
Item, to Mont, Maister Cwke to my Lord Prince, x ti.
Item, to Alexander Orknay, Foreman in his Kecheing, liij s. iiij d.
Item, to Patrik Marschell, Patesar, v ti.
Item, to Patrik Henderfoun, in the Ail-Sellar, and James McKesoune, in the Pannetrie, ilkane of pame x ti., *summa*, xx ti.
Item, to Johnne Dowehall in the Cop-hous, xij ti.
Item, to William Crummy, Portar, vj ti. xiiij s. iiij d.
Item, to William Methvene, Kepar of the Siluer beschell and Colezare, vj ti. xiiij s. iiij d.
Item, to Thomas Stroupe, serband to Lady Jane, x ti.

THE ORDINAR FEIS AND ZERELIE PENSIONIS.

In the first, gevin to the 6 Italianis (MINSTRELS) for pair twa Leverayis in þe zere, takand ilk Leueray vj ti. x s., *summa*, lxxv ti.
Item, to the four Menstralis pat playis on the Veolis, for pair zerelie Pensioune, payit quarterlie, takand ilkane xl ti., *summa*, lxx ti.
Item, to þe four Menstralis pat playis vpoune the Trumpettis of Wre, ilkane takand xx ti., *summa*, lxxx ti.
Item, to þe twa Toddeis that playis bpoune the Swische Tabbrne,² ilkane takand xx ti., *summa*, xl ti.
Item, to Hanis Cocherane, Maister Gurner, for his Pensioune, l^o ti.
Item, to Johnne Byris and James Law, Gurnerris, for pair feis, ilkane havand x ti., *summa*, xx ti.
Item, Robert Murray, Plumber, for his Pensioune for vphalding of þe Laid (lead) of þe PALICES OF HALYRUDHOUS and LINLYTHQ^w, xx ti.
Item, to George Balglavy, for keping of the Palice of Halrudhous, vj ti. xiiij s. iiij d.
Item, to Schir Alexander Boyd, Chaiplane of Sanct Leonardis, for ane hous mayll occupit be Johnne Drummond to þe KINGIS WARK, pertenyng to his Chapelanrie, l s.

¹ The Nursery-maids who 'rocked' the Prince's cradle.² This, and many other similar notices, which the Editor has since met with, confirms the interpretation which he formerly gave of THE SWESCHE, in Vol. I, JAC. VI.

APPENDIX.

Item, to Thomas Arthure, <i>Maister Tailour</i> to <i>pe</i> KINGIS grace, for his fee,	lxvj li. xiiij s. iiij d.
Item, to the <i>Queenis Maister Tailour</i> , for his fee,	xx li.
Item, to James Lindsay (<i>Maister Falconer</i>), for his fee,	lxvj li. xiiij s. iiij d.
Item, to Maister Johnne Schrymgeour, <i>Maister of Mark</i> , for his fee and leveray clathis,	lx li.
Item, to Thomas Mereleyis, <i>Maister Cordiner</i> to <i>pe</i> KINGIS grace, for his fee,	x li.
Item, to Johnne young, <i>Brodestar</i> , for his fee,	x li.
Item, to <i>vmq^{le}</i> David Ferry (<i>Furrou</i>) for ane half <i>zeris</i> fee, becaus he deceffit within <i>pe</i> <i>zere</i> , v li., and to Patrik Bell, <i>Furrou</i> , for <i>pe</i> vper half <i>zere</i> , v li., <i>summa</i> ,	x li.
Item, to William Ra, <i>Cultellar</i> , for his fee,	x li.
Item, to Schir James Nycholson, <i>Maister of Mark</i> in <i>Striueling</i> , for his fee, xiiij li. vj s. viij d.	
Item, to Johnne Burnhill, (<i>Brownhill</i>), <i>Maister Masoun</i> , for his fee,	xx li.
Item, to Schir James Inglis, <i>Chaplane</i> , <i>singand</i> for the <i>sabole</i> of King James the <i>Thrid</i> in <i>pe</i> ABBAY OF CAMBUSKYNNETHE,	xiiij li. vj s. viij d.
Item, to James Bannityne, <i>Writter</i> of the <i>Casualteis</i> , and Maister Thomas Kene, ¹	x li.
Item, to the <i>Kingis Advocat</i> for his fee,	xl li.
Item, to the <i>Advocat</i> for the <i>Pober</i> ,	xx li.
Item, to the <i>Wardane</i> of the <i>Middill-Marches</i> , for his fee,	I ^c li.
Item, to the <i>Wardane Deputis</i> of the <i>Este-Marches</i> ,	I ^c li.
Item, to the <i>Wardane</i> of the <i>West-Marches</i> <i>pis zere</i> for his fee, and <i>pe</i> twa <i>zeris</i> last <i>pre-</i> <i>cedent</i> ,	iiij ^c li.
Item, to my Lord Methven, <i>Maister of Artelzerie</i> , for his fee,	I ^c li.
Item, to Maister James Scott, ² for his <i>Penfioun</i> ,	xiiij li. vj s. viij d.
Item, to Maister William Meldrum, for his <i>Penfioun</i> ,	xl li.
Item, to Johnne Bannatyne, <i>Writtar</i> , for his <i>lawbouris</i> ,	v li.
Item, to Patrik Sklater, <i>Maister Sadillar</i> to <i>pe</i> Kingis grace, for his fee,	x li.
Item, to Thomas Softlaw, <i>Swerd-slipper</i> , for his <i>fe</i> in making of his grace <i>skalbertis</i> , withoute <i>ony vper payment</i> ,	xx li.
Item, to Raphaell (<i>Cassanzeis Hispanzeart</i>) for his <i>Penfioun</i> , grantit to him be <i>pe</i> KINGIS <i>grace</i> ,	xx li.
Item, to Walter Cvnyngname's wiffe in <i>Striueling</i> , for <i>uphalding</i> of the <i>Park dikys</i> (of <i>Striueling</i>) <i>pis zere</i> ,	xx li.
Item, to the <i>Compter</i> , for his fee <i>pis zere</i> ,	 ³
Item, to Maister Alexander Gordoun, for <i>pe</i> <i>Martymes terme</i> last <i>bipast</i> of his <i>Penfioun</i> , I li.	
Item, to Maister James Foulis, <i>Clerk</i> of <i>Register</i> , for his <i>fe</i> ,	xiiij li. vj s. viij d.
Item, to Maister Thomas Bellendene, for his <i>laubouris</i> <i>ditting</i> the <i>Rollis</i> ,	xiiij li. vj s. viij d.
Item, to Schir Alexander Scott, <i>PROVEST</i> OF <i>CORSTORPHING</i> , for his <i>lawbouris</i> <i>ditting</i> the <i>Rollis</i> ,	xiiij li. vj s. viij d.
Item, to the <i>Treasurer Clerk</i> , (<i>Schir George Marshell</i>), for his fee,	xiiij li. vj s. viij d.
Item, to Maister James Scott, (<i>Writtar</i> of the <i>Rollis</i>),	vij li.
Item, to George Gude,	vij li.
Item, to Maister William Mowbray,	v li.
Item, to Johnne Wallace, (<i>Writtar</i> to the <i>Rollis</i>),	v li.

¹ In the preceding Accounts, Thomas Maben was the senior 'Writter.' In the corresponding entries of former years, 'Maister Thomas Scott, JUSTICE CLERK, for his lawbouris in the Chekkar,' was inserted here. It will be observed that 'Maister James Scott, Writer of the Rollis,' occurs below. ² Obliterated. The entry in the preceding Account was for two years' payments, 'modesyt with the Lordis, at the command of the Kingis grace Writting, ilk yere Vc. merkis, *summa*, vjc. lxvj li. xiiij s. iiij d.'

APPENDIX.

- Item*, to Stevin Hendirfoune, v li.
- Item*, to Thomas Sinclare, v li.
- Item*, to Schir George Richertsfoune, (*Kepar of the Rollis*), v li.
- Item*, to Johnne Perdovene, *Maser*, for his lawbouris in pe Chakker, v li.
- Item*, to Florence Corntoune, for his Penfioun for ordouring of pe KINGIS Wark *concernyng the Schippis*, and keping of pair gair, xl li.
- Item*, to Johnne Ker, *Maister of the Salamander*,¹ xl li.
- Item*, to William Danielftoune, *Kepar of the Palice of Linlythgow*, in Schir Thomas Johnnes-tonis place, xx li.
- Item*, to Maister David Bonar, for his Penfioune for ouergeving of pe pley² of pe Vicarage of Panbryde, at pe KINGIS grace command, xx li.
- Item*, to Maister Andro Quhytelaw, for his Penfioune for ouergeving of his Tak to Alexander Quhitelaw, ('his 3oungeft broder,') at pe KINGIS command, zerelie grantit to him, (quhill) his grace provide him ane benefice, xxvij li. xij s. iiij d.
- Item*, to William Fowlis, *Schir of the Chekkir-hous Dur*, l s.
- Item*, to Peris Rowane, *Gunnar*, for his Penfioune pis zere, enterit be ane Precept, xl li.
- Item*, to Charles Murray, *Maister of the Kingis Maris*, (Brood-mares,) for his fee, liij li.
- Item*, to David Orrok, for keping of the Castell of Craguethane,³ fra pe secund day of September, pe zere of God 1540, to pe famin day of September, 1541 zeris, includand ane hale zere, takand ilk day for his ordinar wage, for him self, his servand, and hors, iiij s., *summa*, lxxij li.
- Item*, to George Tod, *Portar* in pe said Place, be pe space foresaid, takand ilk day xvj d., *summa*, xxiiij li.
- Item*, to Maister Johnne Davidfoune, to geve to Quintyne Were, Johnne Mylhous, Malie Hill, and to Atkin Gardnar, all *serbandis in Bathane*, (Craignethane,) in complete payment of pair wagis restand vnpayit be Andro Bowe, to pe last day of August, 1541, x li. xix s. viij d.
- Item*, to Jonet Browne, quhilk wes restand awing to hir be vmq^{le} Schir James Hammiltoune, for feding of vij Oxin, v li. xij s. iiij d.
- Item*, gevin to pe twa *Gunnaris of the Castell of Dunabertiche*, for pair feis pis zere to cum, xx li.
- Item*, to William Purves, (*Knok-makar and Smyth*), for his Penfioun pis instant zere, xx li.
- Item*, to Andro Lorymar, for his fe pis zere and pe last zere, quhilk was ommyttit and nocht tane allowance of, ilk zere x li., conforme to his Gift admittit, xx li.
- Item*, to Robert Blak, *Maser*, for his fe pis zere and pe last zere, quhilk wes omittit and nocht tane allowance, ilka zere v li., *summa*, x li.
- Item*, gevin to Hary Ra, Inglisman, quhilk come with *Writtingis* to pe KINGIS grace fra the King of England, xv li. viij s.
- Item*, gevin to *Dakkis* that playis *hprun the Veolis*, to pay for his sonis buirdis,⁴ for pair Lammes terme last bipast, be ane Precept at pe KINGIS command, vj li. xij s. iiij d.
- Item*, gevin to Johnne Tosart, *Croce-bow makar*, for stringis, windeffis, windes cordis, deli-uerit be him to Johnne Tenent, vj li. iiij s.
- Item*, gevin to Johnne Atkynnis Wyffe, in Striueling, for meit and drink furneist to vmq^{le} (*Schir*) James Hammiltoune of Fynnart, knyght, pe tyme he remanit pair vpoune pe *biging of the New Wark in Striueling*, at pe KINGIS command, be ane Precept, lxxv li.
- Item*, to the *Compter*, for his super expensis in his last Comptis, as pe samyn (schawin heirwith) beris, iiij^m. ij^c. lxxvj li. xij s. v d.

¹ One of the King's Ships.
HAMILTON of Finnart, knight.

² Law-plea.

³ Forfeited to the Crown on the execution of SIR JAMES

⁴ This payment was regularly made for a considerable period.

APPENDIX.

SUMMA of the Expences of the Royal Household, above stated, *exclusive* of the last article, iiiij^m. j^c. lvij ti. viij s. iiij d.

THE Expensis of the Airis of Kirkcudbright, (Oct. 22 to Nov. 9,) Wigtowne, (Nov. 9 to 23,) and Roxburgh, (Apr. 30 to May 21, all inclusive,) sen pe last Chakker, (the particular items of which are detailed,) viij^c. lxxxxix ti. xvij s. viij d. ob.

Item, to Johnne Broune, Maister of the Lygoun, for his fe in pe zere bigane, and na allowance tane pairof, becaus he wes in BURDEOUS for pe tyme, in pe KINGIS seruice, xl ti.; and for pis instant zere vpir xl ti., *summa*, lxxx ti.

Item, gevin to JAMES BERTOUNE and HARY BERTOUNE, sonis to vmq^{le} ROBERT BERTOUNE OF OUR BERTOUNE, Thesaurar and Comptrollar to pe KINGIS grace for pe tyme, in complete payment of pe zerie Pensionne grantit to pame be pe KINGIS grace for all pe dayis of pair lyfe, or ay and quhill pai and aper of pame be beneficit, as his grace thinkis expedient, &c. And becaus ELIZABETHE CRAUFURD, pe relict of pe said vmq^{le} Robert, and Robert Mowbray, alias Bertoune of Bernbowgall, his sonne and executouris to him, hes quyteclamyt and dischargit all foomes of money awand be our fouerane lord to pe said vmq^{le} Robert, and superexpendit in his Comptis pe tyme he wes Thesaurar and Comptroller, as is contenit in pe Chekker Rollis, lxxx ti.

Item, to Arche Pennycuke, Maister of the Unicorn, for his fee, xl ti.

Item, gevin to ELIZABETH HUME, dochter to vmq^{le} William Hume, to hir Mariage, and to pe persoun pat happynis to complet mariage with hir, lxvj ti. xiiij s. iiij d.

Item, to Johnne Lowise, Jule, and his moder, conforme to pe KINGIS grace Letteris of Gift maid pairupoune, for pis zear alanerly, x ti.

Summa omnium Expensarum hujus Compti, xxxvj^m. iiij^c. liij ti. xix s. ij d. ob.

The Expensis maid and debursit vpoune the Abritounis and Craftismen wirkand pairon, within pe CASTELL OF EDINBURGHE, and vpiris places, I^m. j^c. lxx ti. vij s. vj d. ob.

Sept. 9.—Item, gevin to James Scrymgeour, at his passing to France, I^c. x ti.

Item, deliuerit to him to geve thre Falconeris pat passit with pe Halkis in France, lxvj ti.

Item, gevin to pe QUENIS grace Maister Houshald and his wyffe, at pair departing to FRANCE, ij^c. xx ti.

Sept. 13.—Item, gevin to William Straitherne, for his expensis passing with twa clofe writings to Walter MacFarlane and MacGregour with deligence, xliij s.

Oct. 3.—Item, gevin to ane Ducheman for two Pyssanis of Maille, twa Pansis of mailze, twa pair of Cressonis of mailze, xiiij Crownis of pe sone; x Halkryggis but heid-gair and Tesselotis, x Crownis of the sone; twa Halkryggis, with Heid-gair and Teflottis, iiij Crownis of pe sone; twa stand of Warness, with Glubis and Hogingis, ane Collar of Steill, and ane Pyssane of melze, xiiij Crownis of pe sone; all pis gair deliuerit to William Smythberd, *summa*, xlvi ti. iiij s.

Oct. 10.—Item, to Adame Logane, sone to Robert Logane, to by him an Horse and to furneis him clathis, passing to the King of England with Halkis, xxij ti. xiiij s. iiij d.

Item, to Caldwellis, Falconer, quhilk passit with pe samyne Halkis, to by him ane hors, and furnefing of his clathis, xxij ti. xiiij s. iiij d.

¹ One of the Royal Vessels of War.

² Another of the King's Vessels of War.

³ The Court Fool or Buffoon.

⁴ One of the entries is as follows:—'ITEM, the penult day of Julij, resaut be Johnne Drummond fra Florence Corintoun, ij^c. ane less (199) Estland buird to THE SCHROUDING OF THE REGISTER HOUS; and gevin to the pynouris for baring of the samin to the cartis and carting thairof, iiij s. ITEM, gevin to the Carteris, for carrage of the samin to THE CASTELL, extending to xix draucht, xlviij s. vjd.' ⁵ He also, on Oct. 10, got xxij li. for 'thre schorte Culueringis, ane Swerd, ane lang Culuering, and ane sadill, deliuerit to ye Kingis grace.'

⁶ This is one specimen of the numerous entries for DEFENSIVE ARMOUR, which KING JAMES V. and his father had a singular passion for collecting, of the finest workmanship, from foreign countries; as well as what could be produced, of every possible pattern, in Scotland. Their collection of Armour for THE TOURNAMENT was equally remarkable, with all kinds of Jedburgh-Staffs, pikes, Cross-bows, &c. &c. The nature of the Armour here enumerated, has frequently been explained in the course of this work.

⁷ On Dec. 22, Robert Logane, YOUNG LAIRD OF RESTALRIG, got expensive dresses of 'blak Damese' and 'Sating,' &c. It is likely he was the person here mentioned.

- Item*, gevin to Thomas Arthure, for furnesing of Clathis of Reid and zallow to twa *futemen* pat paffit with pe Halkis foresaid, vij ti. vij s. j d.
Item, gevin to Caldwallis, for thré monethis Wageis to him, his fervandis and x *Halkis*, xix ti. xj s.
Item, to mak pair expensis to pe KING OF ENGLAND with pe saidis Halkis, xxxiiij ti.
 Oct. 15.—*Item*, to David Blythe, to pafs in Ingland for ane *Conduct* to the *Embassa-*
touris, xx ti.
Item, to ane fervand of pe CARDYNALLIS, quhilk brocht *Writtingis* to pe KINGIS grace
 furthe of France, xxij ti.
 Oct. 16.—*Item*, for hinging of the *Capescherie* in HALYRUDEHOUS, and down-takin of pe
 famin, vij s.
 Oct. 22.—*Item*, gevin to JOHNNE LESLYE, broder to MY LORD OF ROTHES, to by him
 Clathis to his *Marriage*, l ti.

DEATH OF MARGARET, QUEEN DOWAGER OF SCOTLAND.

[THE date of QUEEN MARGARET'S DEATH has long been a doubtful and controverted point, and is now, for the first time, settled from indisputable authority. It is only necessary to notice a few of the earlier writers, as the later authors merely perpetuate their errors. *Bishop Lesley* states, that immediately after the 'Quene moder' had stood 'Godmoder' to PRINCE JAMES, (which event he dates 1539,) she 'passit to Methwen, to remane thair with hir husband; quhair scho tuik seiknes, and schortly eftir deceassit; and wes buryit in the Charter-Hous Kirk, at PERTH, in King James the Firstis graif, with greit honour and pompe-funeralle, THE KING him selfe and mony Nobill men being thair present.' *BANNATYNE CLUE'S Edit.* p. 157.—*Balfour* falls into the same blunder. *Annales*, I, 270.—The above entry in the Treasurer's Accounts is confirmed by 'THE CHRONICLE OF PERTH,' which has recently been printed for THE MAITLAND CLUB. 'QUEENE MARGARET, mother to King James the Fyft, deceisit on Sanct Munokis day, in Methuen, 1541 yeiris; bureit in the Charter hous, besyde Perth, the Kingis Maiestie, Nobilitie, and Barronis being present.' *Chron. of Perth*, p. 2.—It is proper to add, that there are two Scottish SAINTS in the Calendar for October, ST MONON, martyr, at Arduena, A.D. 404, Oct. 18—and ST MARNOK, Bishop and Confessor, who died at Kilmarnock, A.D. 322, Oct. 25. The former of these, however, is the likeliest date of the two, from the various entries, and from the time which must have been employed in preparing the Funeral Ceremonies and 'DWLE' dresses.]

- Item*, gevin to pe MAISTER CWKE, to be him ane *Whole Wledd*, ix elnis French blak, xiiij ti. viij s.
Item, to ANE FRENCHMAN, callit Howefone, for v dufane *Walk-hudis*, xx pair *Walk-bellis*,
 and twa *Glubis*, xxxv Crownis of pe sone, xxxvij ti. x s.
 Oct. 26.—*Item*, to ane Officiar pat paffit withe ane Writting fra pe JUSTICE CLERK to pe
 LORD MAXWALL, for *contineuatioun* of ane *Coborte of Justiciarie*, xxij s.
 Oct. 30.—*Item*, deliuerit, to be pe KINGIS grace ane *Whole*,¹ *Gowne*, *Wudd*, and *Cote*,² xj
 elnis half elne Paryse blak, price of pe elne l s., *summa*, xxvij ti. xv s.
Item, for ix elnis blak freis, to lyne pe Cote all throcht, xxxvj s.
Item, for pointis and ane tolat to turs it to SAINT JOHNESTOUNE,³ iiij s. iiij d.
Item, for twa *Whole Bonettis* to his grace, xl s.
Item, to be his grace ane *Ryding-Cote*, four elnis Paryse blak, x ti.
Item, Paryse blak, to be his grace ane *Ryding Cloke*,⁴ vij ti. xj s. x d. ob.
Item, to Robert Blak, to pafs and proclame ane *Justice Courte* in *Bedburghe*, to be haldin
 pe xxij day of November nixt to cum, xxij s.

'THE QUENIS TYREMONT.'

Nov. 1.—*In the first*, gevin to Alexander Hwtoune, to pas and warne pe ERLES OF HUNT-

¹ O. Fr. *Dueil*, mourning weeds. *Cotgrave*.

² On Oct. 15, the King got 'SKALBERTIS to his SWERDIS of blak Veluet.' On 21st, there was delivered to the King in 'THE ABBAY, xv elnis of blak Veluet of Janis, quhilk wes send to THE QUENIS grace, xlv li.' On 25th, 'ane COTE, with slevis of blak Veluet, ane DOWLEET of blak Sating,' with other furnishings of black.

³ Perth—where Queen Margaret was buried.

⁴ There are other furnishings of 'lyningis,' 'pasmentis,' 'schone,' (shoes,) and 'LYARIS and twa CUSCHEONIS of French blak.'

APPENDIX.

LIE, MARSCHELL, MURRAY, and vperis Lordis and Gentilmen in þe NORTH to cum to the Quenis
Tyremont, xliij s.

Item, to Robert Blak, fiklyke Letteris to þe ABBOTTIS OF Newbottill, Melros, Lord Zester,
and vperis Lordis and Gentilmen in Lothyane, xxvj s. viij d.

Nov. 2.—*Item*, to Henry Kempt, to caus do Suffrage for Obene Magdalyne, quham God
affolze, xj ti.

Nov. 5.—*Item*, to Ormond, Purfewant, for passing with ficlyke Letteris to FYFFE, STRAITH-
ERNE, and MENTEITHE, xliij s.

Item, to Johnne Cob, for passing with ficlyke Letteris to þe ERLE OF CASSILLIS, LORD
SYMPILL and ROSS, and vper Gentilmen in þe WESTLAND, xliij s.

Nov. 11.—THE QUEEN and her 'LADYIS OF HONOUR' got ~~Whole~~ ~~Medis~~ and ~~Mourning~~
~~Dresses~~ furnished on Nov. vij, ix, and xj, which appear to have been sent to Falkland. It is unne-
cessary to repeat them here.

Item, gevin to Patrik Bell, FURROUR, for Farringis and warkmanschip furnesit to the
Quenis grace and þe ~~Whole~~ ~~Medis~~ foresaid, as his Compt beris, xxx ti. iij s.

Item, to Archibald Leythe, for Furringis deliuerit be him to þe QUENIS grace, to þe effect fore-
said, xxiiij s.

Nov. 14.—*Item*, gevin to William Straitherne, for passing with Letteris to DUNBERTANE,
Renfrew, Irwin, and Air, to charge þe Gentilmen of þe Schyris pass with the Erle of Glenkarne to
Kyntrye, xliij ti.

Item, to Alexander Hutoune, for passing to ~~McGregor~~ and Allane Stewart of Baquhidder,
with twa clofe Writtingis, iij ti.

Item, gevin to Archibald Heryot, for passing with Letteris to Selkirk to bring in certane
eschete gudis of þe KERRYS, that slew the Probost pairof, xx s.

Nov. 16.—*Item*, gevin to Thomas Arthour, (Master Tailor,) for making xv Clokis to the
Quenis grace and hir Ladyis,¹ ilk Cloke iij s., *summa*, iij ti.

Nov. 19.—*Item*, gevin for ane ~~Whole~~, of Scottis blak, to Johnne Leslye, sone to þe ERLE OF
ROTHES, iij ti. ix s. iij d.

Nov. 19.—*Item*, gevin to ORMOND, Purfewant, to pas with Letteris to warne þe Barronys to
ryde with the Kingis grace to the Boddouris,² xliij s.

Nov. 28.—*Item*, to Archibald Heryot, for passing with Letteris to the Wardane of the
~~Myddill-Marcheis~~ of England, iij ti. vj s.

Nov. 29.—*Item*, to be the Turk³ ane Cote, v $\frac{1}{2}$ quarteris demmegrave, and v $\frac{1}{2}$ quarteris Zal-
low,⁴ lvij s. ix d.

Nov. 30.—*Item*, gevin to Thomas Ahannay, for his expensis passing to PERTHE with þe
QUENIS Ladyis Clokis, xj s.

Item, deliuerit to Johnne Mosman, for Cherzeis of Gold and vper Gold wark, brocht furth
of FRANCE be him, and deliuerit to the Quenis grace, iij c. xxvj ti.

Dec. 15.—*Item*, deliuerit to the Tapescher, to cover þe Stavis (Posts) of ane Bed to þe
KINGIS grace, and hing aboute þe samin, xij $\frac{1}{4}$ elnis Cranmossye Veluet, lxxxxix ti. vij s. vj d.

Item, to (be) Frenzeis to þe said Bed, ix grete hankis sewing Gold, ix ti. xvij s.

Item, to þe TAPESCHER, for his warkmanschip and making of þe Frenzeis to þe said Bed, and
making of the Clathis of Stayt following,⁵ vj ti.

¹ 'FUTE MANTILLIS' of 'Paryse' and 'Frenche blak' were provided, on Nov. 3, for THE QUEEN and her LADIES OF HONOUR, with 'HARNESINGIS,' &c., and similar furnishings were also made for THE KING, &c. ² Other messengers, dispatched with similar Letters.

³ Probably the same individual who is elsewhere styled 'The Littill Turk,' one of the Court Dwarfs. From the quality of the dress, he appears to have been a Jester or Buffoon, whose *motley* dress was green and yellow. ⁴ He also got a doublet and hose of 'blak fustiane and Scottis gray.'

⁵ It is unnecessary to enumerate these, for although they are interesting, they are too numerous to admit of insertion.

- Dec. 21.—*Item*, deliuerit to Thomas Arthuir, to be ane Dwle Gowne, Cote, and Huid to þe KINGIS grace, xj½ elnis Paryse blak Sating,¹ xvij s. ix d.
- Dec. 23.—*Item*, deliuerit to Dauid Blyth, to by him ane Dwle-Cote, Huid, and Huis, and to mak his expensis passing with the Embassatouris in England, xx ti. iiij s.
- Item*, gevin to George Leslye, sone to þe ERLE OF ROTHES, to by him claithis agane 3wle, xx ti.
- Item*, to Maister James Bonar, quhilk he gave for Cedronis and Garnottis to þe KINGIS grace, iij ti. vj s.
- Item*, to þe men pat brocht þe Gyre-Falconis to þe KINGIS grace, xliij s.
- Dec. 24.—*Item*, to be Curcheis to Lady Jane for hir Dwle, four ½ elnis Holland clayth, and four ½ elnis round Holland clayth, iij ti. xiiij s. vj d.
- Item*, deliuerit to þe TAPESCHER, to be four Clathis of Stait, to hing the Chapell and þe KING and QUENIS Chalmerris, xlvij elnis Frenche blak, lxxij ti.
- Item*, to Johnne Zoung, Brodester,² to be Hendykillis and frontellis to þe KING and QUENIS Altar, vij½ elnis Frenche blak, xj ti. v s.
- Item*, to be Coberingis to the Lettronis³ in þe CHAPELL, xij elnis blak Birge Sating, price of þe elne x s., *summa*, vj ti.
- Item*, gevin to Johnne Zoung, for twa Crucefixis of filk browderly wark, and twa Intageis of our Lady and Sanct Johne; for making of þe cuveringis of þe Lettronis, withe fassis of filk and furnesing pairto; and making of all þe foresaid Chapell gair, xvij ti. vij s.
- Item*, gevin for waving of vj½ vneces blak filk, deliuerit to Thomas Softlaw, to bind the Kingis Swerd-handis withe, ix s. ix d.
- Item*, gevin to Johnne Mosman, for ane Clamb-schell of siluer to put Twiche pulder⁴ in, weyand thre vneces, price of þe vnce xvj s., and for þe warkmanschip, xiiij s., *summa*, iij ti. ij s.
- Item*, for ane vper Clamb-schell to put Walk meit in,⁵ weyand vij½ vneces grote wecht; and for þe warkmanschip, xx s. *summa*, vj ti. xiiij s.
- Dec. 29.—*Item*, gevin to Petir Thomefone, for his expensis passing to Lundyne to the Embassatouris withe deligence, xxij ti.
- Item*, deliuerit be Thomas Arthuir to þe LADY CRAGY, to be hir Dwle-Gowne, Kirtill, and Huid, vij elnis Paryse Blak,⁶ xij ti. xij s.
- Jan. 3, 1541-2.—*Item*, to mend the Quenis Cheriort, vj½ elnis blak Veluet, xvj ti. xvij s. vj d.
- Item*, for v quarteris auld Cramefly Sating, to mend þe lynyng of þe samyn, iij ti.
- Item*, to Helene Rofs, to mak Frenzeis to þe said Cheryort of blak filk, iij ti. v s. iij d.
- Item*, for ane renze of worset to þe Lady Cragies brydill,⁷ iij s.
- Item*, gevin to Johnne Cranstoune, for bringing of twa Thebis to þe KINGIS grace, vj ti. xiiij s. iij d.
- Jan. 10.—*Item*, to the Hispanert Gentilman pat is withe RAPHAELL,⁸ x ti.
- Item*, to þe said Raphaell, at þe KINGIS grace command, x ti.
- Item*, to Alexander Wicht, cultellar, for v gilt Ouhingaris, ane Jedburgh-Staff, twa Spair-hedis, ouergilt, and four Duggerun-stokkis,⁹ viij l. xvj s.
- Jan. 11.—*Item*, to Jakkis and his collegis, Armoraris, for ane lycht Harnes, with dowbill TESLETTIS, and ane STELE-BONET to þe KINGIS grace, deliuerit to Robert Gyb, xiiij ti. ix s.

¹ Many other furnishings. ² Embroiderer. ³ Desks. O. Fr. *Lectrin*, *letrin*. ⁴ It is uncertain whether this is *touch* and priming powder, or *tooth-powder*, though the Editor believes the latter to be the proper reading, as a Clam-shell would not make a ready flask for priming a culverin, &c. See under Feb. 15, 1541-2, following.

⁵ This was a favourite ornament of THE KING'S. He appears to have been eminently skilled as a Falconer, and indeed in all the sports of the field and manly exercises. ⁶ She also got 'ane RIDING CLOKE,' 'Dwle Cwrcheis,' consisting of 8 elns of 'Holland claith,' 'ane FUTE-MANTILL and HARNESING,' with 'ARMING (Ermine) to lyne hir Huid and taill of hir Gowne,' amounting to xxij li. iij s. additional. ⁷ There is much interesting expenditure, for furnishings to the Royal Stables, &c. at this period, but too lengthened to be given here. ⁸ Raphaell Cassanzeis. ⁹ Stocks or handles to Dudgeon-daggers.

APPENDIX.

Item, to Robert Crag, for ane Collar of gold sett with *Perle*, brocht hame be him to *pe* *QUEENIS* grace, xvij li. xij s.; and for Bonettis, sward-beltis, sewing-filk, and vper gear, xiiij li. xij s.,
summa, xxxij li. iiij s.

Item, gevin to Williame Calderwood, for ane pair of *Organis*, deliuerit to the *Chapell* in *Walprudehous*, lx li.

Jan. 24.—*Item*, to Schir David Murray of Balwaird, kny^t, in recompance of his landis of *DUDINGSTOUNE*, tane in to the new *Park* besyde *Walprudehous*, iiij^c li.

Item, to Dame Mayne, in *pe* *Cannogait*, for dettis awing to hir be *Barbara Stewart*, at *pe* *KINGIS* command, l li.

Jan. 31.—*Item*, to Peter Thomfone, for his expensis passing to *Lundyne* to the *Embassatouris*, with diligence, xxxij li.

Item, to Johnne Cob, for passing with close *Writtingis* to the *Capytane* of *Dunbar* and *Priores* of *Wadingtoun*, xij s.

Feb. 2.—*Item*, gevin to Helene Rofs, for ane *Purs* to putt iij^c *Crownis* in, quhilk wes gevin to the *French Embassatour*, xiiij s.

Feb. 14.—*Item*, gevin to the *Queenis Paintour*,¹ to by colouris to paint with, in *Falkland*, xj li.

Feb. 15.—*Item*, gevin to Johnne Mosman, (goldsmith,) for twa *Wark-bellis* of *Gold* to *pe* *KINGIS* grace, weyand xiiij $\frac{1}{2}$ *Vnicorne* wecht, price of *pe* vnce viij li., *summa*, xiiij li. x s.

Item, gevin to him for making of pame, xxij s.

Item, gevin to him for ane *Pennare* of siluer, to keip *Pyke-teithe* in,² to *pe* *KINGIS* grace, xxvij s., and making of it, xiiij s., *summa*, xliij s.

Item, gevin to him for *Chenreis*, *Tabulattis*, *Tergattis*, *Bracelattis*, *Kingis*, *Stanis*, and *Perles*, furnesit pairto, iiij^clxxxvij li. iiij s.

Item, gevin to Thomas Rynd, for siclyke *Gold-wark*, ij^cxlx li. vj s.

Mar. 5.—*Item*, gevin to Alexander Hutoun, to pas to *pe* Lord *Maxwall* with the *Portups*³ of the *Iustice Courte* of *Annardale*,⁴ xxij s.

Mar. 6.—*Item*, to be close *Coberis* to the *Steill-sadillis*, v *dufane* and four *Basane*⁵ *skynnis*, viij s. x d.

Mar. 10.—*Item*, gevin for *Clathis* furnesit to Thomas Dury, *Cloke* to Lord *James*, x li. viij s. j d.

Mar. 13.—*Item*, to be ane *Pycht* *Gowne* to *Maistres Margarete*, sister to *pe* *ERLE* OF *LEVINAX*, ix elnis *Lylis* worfet, vj li. xiiij s.

Item, for *Mertrykkis* and *blak* (*Sable*) *skynnis*, to lyne *pe* *saide* *gowne* with,⁶ iij li. x s.

Apr. 24, 1542.—*Item*, gevin to Charlis Murray, for ane *Barbit* (*Barbed*) *Harnesing* to the *KINGIS* grace *Hors*, xxij li.

Item, gevin to him for lxxxix *Wagbuschis*, deliuerit to *pe* *Mvnitioun* *Hous*, price of the pece xiiij s., *summa*, lxix li. vj s.

Item, to the *Prothonotar*, and ane vper *fervand* of the *QUEENIS*, at pair passing to *FRANCE*,⁷ xxxij li.

Item, to Hallot, *Page*, to furneis his expensis to *FRANCE*,⁸ xxxij li.

May 5.—*Item*, gevin to the *Queenis Paintour*, for ane monethis wage, fra *pe* thrid day of *pis* monethe to be pait to him monethlye, as it cummis vpone *pe* day, to iij s. vj d. for him and his *fervand*, iij li. x s.

¹ The name of this individual cannot be traced in the Record. He was for a considerable time in the constant service of the Queen, and receives many large payments.

² See Dec. 24, 1541, preceding.

³ The Porteous

Roll.

⁴ Usually written 'Annanderdaill.'

⁵ Bison.

⁶ A variety of other furnishings,

'blankettis, lynnnyng schetis, boystaris, Arres-wark for a bed-cover,' &c.

⁷ See Jan. 20, 1540-1, of these Ex-

tracts.

⁸ He also got costly dresses, previous to his departure.

APPENDIX.

- May 12.—*Item*, fend to SANCTANDROIS, to be ane Gowne to THE LADY ERROLL, agane her Marriage, xiiij elnis reid Veluot of grane, xlv li. x s.
- Item*, to be hir ane Kirtill, vij $\frac{1}{2}$ elnis Purpure Sating, xxij li. x s.
- May 22.—*Item*, to be fend to SANCTANDROIS, to be Clathis to SERAT, the Quenis Fwle, thre elnis dimmegrave, and thre elnis zallow, vj li. xvij s.
- Item*, to Ross, HEROLD, at pe KINGIS command, for his lawbouris awaytand vpone the French Ambassatour, the tyme he wes heir, x li.
- Item*, gevin to Peter Rofs, for turling of Letteres to the Duke of Pommer,¹ vj li. xij s.
- May 24.—*Item*, to be ane Cote and ane pair of hris (for pe KING) of pe Italiene fassoune; and to jeit the Cote with thre vanis aboute the Taill, xj elnis blak veluet of Janis,² xxxij li.
- Item*, to ane Inglisman pat brocht Writtingis to the Embassatouris, vj li. xij s.
- May 27.—*Item*, to Katheryne Bellendene, to be ane Slebe to put above THE KINGIS Harnes, twa elnis Purpure teffites, withe thredis of gold, xl s.
- Item*, for rubennis of silk pairto, ix d.
- Jun. 1.—*Item*, gevin to Thomas Wallace, Talzour, for making of THE QUENIS grace Dwle Gownis and hir Ladyis, and furnesing maid be him pairto, x li. xj s. viij d.
- Jun. 7.—*Item*, to Johnne Caldwallis, for his expensis passing in NORROWAY for Walkis to THE KINGIS grace, xxij li.
- Item*, gevin to Johnne Mwre, for his expensis passing to gyd the said Johnne in Norroway, xj li.
- Item*, gevin to THE LAIRD OF BRUNTSTOUNE, for his expensis passing to France, at THE KINGIS command, with four Hars, l^e x li.
- Item*, to pay for pe Fraucht, and boyis to kepe pame, xx li.
- Item*, to THE LAIRD OF STEVINSOUNE, for his expensis passing to FRANCE pe samyn tyme, xxxij li.
- Item*, deliuerit to ANDRO WOD OF LARGO, at THE KINGIS command, be ane Precept, to redeme Landis, as his grace hes gevin him command, ij^m li.
- Jun. 17.—*Item*, deliuerit to the Frenche Spotygar, at his passing to FRANCE, xxxij li.

REGALIA—THE KING'S AND QUEEN'S CROWNS.

- Jun. 27.—*Item*, gevin to THE CAPITANE OF CRAWFURD, for fyve score xij $\frac{1}{4}$ vnce burnolt- ing Gold of Mynde, price of the vnce vj li. viij s., quhilk wes deliuerit to Johnne Mosman and dis- ponit vpone THE KING and QUENIS graces CROWNIS, weyand, the Kingis Crowne, xlj $\frac{1}{4}$ vnce; the Quenis Crowne, xxxv vnce; and to eyk, ane grete Chenze to his grace, xvij vnce, and ane Belt to pe QUENE, weyand xix $\frac{1}{2}$ vnce, vij^e xvij li. viij s.
- Jun. 28.—*Item*, to the Quenis Paintour, for his Wageis fra pe last of May, iij li. x s.
- Jun. 30.—*Item*, gevin to the LORDIS ERSKIN and RUTHVENE, for supporting of thair Ex- pensis passing to the Bordouris, ilkane 200 merkis, and to pe JUSTICE CLERK 100 merkis, iij^e xxxij li. vj s. viij d.
- Item*, to David Creichtoune, CAPITANE OF pe CASTELL OF EDINGBURCHT, for Expensis maid vpone MATHOW HAMMYLTOUNE, EWYNE McNEYLL VANE, THOMAS GRAY, and ANDRO HAMMYLTOUNE, (State Prisoners,) be pe space of ane zere, lx li.
- Jul. .—*Item*, reffaut fra Alexander Quitelaw, ane Clammeschell of siluer, weyand vij vnce half grote wecht, to mak ane new Schell to keip pe KINGIS Walk meit,³ and eikit to pe samyne twa vnce 3 $\frac{1}{2}$ grote wecht; and to be ane stoppell to ane schell to keip the Kingis grace Twithe pulder, xxxix s.
- Item*, gevin to him (Johnne Mosman) for making of pame, xx s.
- Jul. (7.)—*Item*, The Quenis (Magdalenes) Merige celebrated as usual.

¹ Pomerania.² Many other furnishings, &c.³ See Aug. 13, 1540, of these Extracts, &c.

APPENDIX.

Jul. 7.—*Item*, gevin to **Ormond**, PERSEWANT, for his Expenfis passing to warne pe Lairdis of Striuelingschyre and Lothyane to ryde with pe **QUENIS** grace pe tyme sche passit forth of Striueling to **Peblis**, xxij s.

Jul. 8.—*Item*, gevin to Thomas Ramsay, Falconar, for his Wageis remanying in Edinburcht vpone the setting of the **Kingis** grace **Walkis**, iiij li. viij s.

Jul. 10.—*Item*, gevin to the **Quenis** **Paintour**, for his wageis to Aug. first nixt to cum, (the same being paid monthly,) iij li. x s.

Item, to William Smythherd, for dighting of **THE KINGIS** grace **Justing** **Harnes** and gilt **Harnes**, Steill Sadillis, Roundellis for Speris, Schaifronis for Horsis, &c. xx li.

Jul. 11.—*Item*, gevin to Johnne Bertoune, for expenfis maid vpone the **Grete Unicorn**,¹ Jul. xj, 1541, at hir passing to France with the **Cardinall**; and paying of Marynall wages, &c., except hir victaling, lxxliij li. xxiiij d.

Jul. 13.—*Item*, deliuerit to pe **KINGIS** grace, in **PEBLIS**, ane **King** with ane grete **Saphire**, (Sapphire,) xvj li. x s.

Item, gevin to Johnne Paterfoune, for ane Kaife for vj **Grete Peces** (Silver Plate), xvj s.; and for ane Kaife to iiij small **Peces** with ane cover, x s.; and for twa Kaiffis to twa **Lawaris**² of **Siluer**, xx s., *summa*, xlvj s.

Item, to pe **CAPITANE** OF **DUNBAR**, for sustenyng of **Johnne Moydart** in meit and drink fra pe feist of Candilmes, 1540, to pe feist of Lammas, 1541, xlv li.

Jul. 14.—*Item*, gevin to Peter Thomefoune, for his expenfis passing to the **Counsall** of **Zork** with deligence, xv li. viij s.

Item, gevin to Johnne Merlzoune, in complete payment for the **Biging** of the **Register Hous** in **THE CASTELL** OF **EDINBURCHT**, aboue pe sowe promittit him in the Contract, becaus the werk wes ekit,³ xxij li.

Item, gevin to Frances Aykman, for **Druggis** furnesit be him to pe **KINGIS** grace, and to **Maisteres Margarete**, at his grace command, lxiiij li. xvj s.

Jul. 16.—*Item*, for cariage of **THE PALZEONIS** to the **Hunting**, and Hors wage, fra pe vij of his moneth, ix li.

Item, gevin to William Hardy, passing to Dunfermling with ane clofe Writting to pe **BISCHOPPIS**, being pair, to cum to Edinburcht to conboy the **Quenis** grace, &c. xxij s.

Jul. 17.—*Item*, gevin to Robert Spittall, for making of pe **QUENIS** **Dole** **Wabytis** and hir **Ladyis**, xxij li. ix s. vij d.

Jul. 18.—*Item*, to ane boy, to pass with ane Writting of my **Lord Secretaris** to Dumfermling to **THE LORDIS**, being pair, iiij s.

Jul. 20.—*Item*, to Robert Blak, for passing with Letteris fra pe Lordis to **Edinburcht**,⁴ xxij s.

Item, to Raphael Hyspanzert, for his pensioune, xx li.

Jul. 21.—*Item*, gevin to Adam Grymislaw, to furneis (hire) him ane Hors to pe **KINGIS** grace, xliij s.: And at his returnyng agane furth of **Erghyle**, xliij s., *summa*, iiij li. viij s.

Item, to Petir Thomfoune, for his expenfis passing with deligence eftir the **Maister** of **Hous** **hald**, xxvj li. viij s.

Jul. 26.—*Item*, gevin to pe **LAIRD** OF **SWYNTOUNE**, be deliuerance of pe **LORDIS**, for ane **Hors** quhilk wes tane fra **Schir William Eberis**, and he wes causit to mak redres pairof be pe **Lordis** **Commissioneris**,⁵ xxxiiij li.

¹ One of the Royal Vessels of War. ² Lavers. ³ Because additions were made to the work. There are many entries of payments to account of this building in former parts of the Accounts. See also Aug. 16, 1542.

⁴ The same day Letters were despatched to 'THE BISCHOPPIS, PRELATTIS, and LORDIS, throcht all THE WESTLAND and NORTHLAND.' And during the remainder of the month a great stir was made, in summoning all the Barons, &c. 'for suppleing of THE BORDOURIS,' &c.

⁵ The Laids of Aytoune and Swyntoune were WARDEN-DEPUTES OF THE EAST MARCHES at this time, having regular Pensions for their services.

Jul. 29.—The *Expensis* of the *Brint Island*, and THE KINGIS grace *Schippis*, *per tempus Compoti*, iij^clxxvj li. xvj s. xj d.

Item, to Alexander Orrok of Sillibawbe, in *Tachir-gude* with Barbara Falconer, dochter to *vmq^{le}* David Falconar, at *pe* KINGIS command, becaus the said *vmq^{le}* David wes flane in his grace seruice,¹ j^cxxxiiij li. vj s. viij d.

Item, to Adam Forman, for passing with Writtingis to the *Counsall of Zark*, and tharefter to Londyne, to the Maister of Houshald, xxvj li. viij s.

Item, to ane Inglisman quhilk brocht ane Writting fra *Schir William Eberis* to *pe* LORDIS, (of Privy Council,) iij li. vij s.

Aug. 7.—*Item*, deliuerit to Charlis Murray, to be ane *Ansenze*,² x elnis raid and zallow Tef-fites of cord, and twa elnis quhite Tef-fites of Janis, to be *Craces* pairto, x li. viij s.

Item, to Thomas Gybsoune, karter, in parte of payment of the cariage of certane *Artelzerie* to *pe* HEREMITAGE,³ l s.

Item, to James Law, to by ane salt hyde to couer the *Woluer* pat passit pair, and twa pulder-baggis, xiiij s. viij d.

Item, gevin to David Purves, mafer, for passing with Letteris to the *Merse*, to proclame and charge all inhabitantis pairof pat haid fled, to pass hame agane for defense of *pe* cuntré, xl s.

Item, gevin to Robert Blak, for passing with ane Writting to *pe* LAIRD OF BASSE, to Charge him to kepe *Edringtonne*, xiiij s.

Item, to Thomas Dalmahoy, to mak his expensis passing with *pe* *Artelzerie* to *pe* HEREMI-TAGE, xxij s.

Aug. 10.—*Item*, gevin to Johnne Cob, passing to charge *pe* Carteris in Leithe, Hadingtoun, North Berwyk, and vperis places in Lodiane, to be reddy within xxiiij houris warnyng,⁴ xxij s.

Item, gevin to twa Inglisemen, quhilkis wer in Cowper-of-Angus and Newbottill, ilkane four Crownis of *pe* sone, viij li. xvj s.

Item, to the Inglisman quhilk brocht Writtingis last fra the *Counsall of Zark*, iij li. viij s.

Aug. 12.—*Item*, gevin to William Champnay, for passing with Letteris to Dunbertane, Glasqw, Air, Irwine, and Quhitherne, to charge pame send pair *Schippis* and boittis, with vperis Veschellis, to carry men furth of the *Blis*; and with vperis Letteris to *pe* Schereffis, to charge pame be reddy vpoune fax houris warning,⁵ lv s.

Item, to Peter Thomfoune, for passing to Londyne with Writtingis to the Maister Houf-hald, xxxiiij li.

Item, deliuerit to Walter Scrymgeour,⁶ to be ane *Ansenze*, and *Craces* pairto, &c. viij li. xix s.

Item, gevin to Johnne Mosman, quhilk he gave to ane man pat brocht twa *Fals Conzearis* to Edenburcht, xx s.

Aug. 15.—*Item*, gevin to Archibald Heriot, for passing with siclike Letteris⁷ to *pe* *Lord Zester*: And with Letteris, to proclame in *Coldinghame* pat all Tenentes and Frehaldares of *pe* famin pass and remane pair for defence of *pe* Place,⁸ xxij s.

Item, gevin to Johnne Forstar, Bowar, for Arrowis to *pe* KINGIS grace; and ane Bow, ane Braife, ane Glvffe, and ane dufane Arrowis, to *pe* QUENIS grace, deliuerit to Oliuere Sinclare and Johnne Tenent, fra Apr. 3 to Jul. 30, inclusive, x li. xv s. vj d.

Aug. 16.—*Item*, to Robert Blak, for passing with Letteris to *pe* Schereff of Hadingtoun, and

¹ At the Siege of Tamtallon. ² Ensign, Standard. ³ Prior to the Battle of Haddenrig. ⁴ Charges were also despatched to all the Shires to be in readiness. ⁵ Messengers sent with similar charges to all the other Sheriffs. ⁶ Constable of Dundee, heritable Royal Standard-Bearer. ⁷ Letters had been sent 'with deligence,' by many Messengers, to all the Nobility, &c. ⁸ The Monastery. In the counties adjoining THE BORDERS, the Barons, &c. were enjoined 'nocht to ryde' Forays into England, individually, but to await the arrival of the Army, &c.

APPENDIX.

Inhabitantis of pe Schyre, to passe within fax houris to ~~Lawder~~, and await vpoune pe LIEUTENANT,¹ xxij s.

Item, to Bessie Mcaw, ~~Purice to Lady Jane~~, be ane speciall commande of pe Kingis grace, siclik as scho gatt zerlie of before, x ti.

Item, gevin to Anthone Briffett, ~~Surrurgeane~~, for laubouris done be him to pe QUENIS grace, at pis tyme alanerly, xx ti.

Item, to George Leche, William Quhite, George Fothringham, and Daid Robertfoune, ~~Surrurgeonis~~, passand to pe BORDOURIS for curing of all personis pat hapnit to be hurt be Inglis menne, xij ti.

SUMMA totalium Expensarum (a Sep. 7, 1541, ad Aug. 16, 1542, being the total expenditure of the preceding year,) xxiiij^m iiij^c lxxxxiiij ti. xj s. x d. ob.

SUMMA of 'the ~~Albionis~~,² I^m ij^c lxxxx ti. xiiij s. ij d.

A few of the articles only can be selected in this place, although many of them would be found to be extremely interesting to the Historian and Antiquary.

(Mar. 18, 1541.)—*Item*, gevin to certane pynouris, for monting and drawing of the famin ('ane dowbill Culuering,' newly founded) to the Craigheid,² ~~to be seyt~~³ and schott: And for the drawing of the Pece cassine (cast) before the last Chakar to be schote withe hir, v s.

Item, for indrawing of the famin within the ~~Albionis~~-~~Haus~~, estir pai wer schot and seyit, iij s.

Item, gevin to Andres Menfioune, for Grabing of the Kingis grace Armes, with VNICORNES, THRISSILLIS, and FLEURDELYCES vpoune the famin Pece; and graving of the dait of pe Zere vpoune the mouthe pairof; and vpoune the graving of Armes, Thrissillis, and Flourdelyces vpoune findry vperis Peces, sett in task be Johnne Drummond⁴ to him, xiii ti. vj s. viij d.

(Sep. 9.)—*Item*, gevin for xl new Rammes⁵ to pe ~~Auld Culueringis~~ quhilkis wes fund in THE CASTELL rouffit,⁶ and the Rammes brokine, vj s. viij d.

Item, for thre chopinnis Vle de Olyve for clenzeing pairof, vj s.

(Oct. 3.)—*Item*, Johnne Drummond and his servandis passit to DALHOWSE-WODE and cuttit xiiij^{xx} pece of Birk, to be 3okkis and fyre-wode, and tenne treis of elme to be navillis to quhelis; and gevin for the carriage of pair wark-lvmes to pe Wode, and hame-bringing of the famin, x s.

(Mar. 27, 1542.)—The Expensis debursit vpone the ~~Pulder~~-~~Myne~~ and craftismen, fra Mar. 27 to Aug. 6, xlix ti. xij d.

The Expensis debursit vpone the ~~Mark of the Register~~ ~~Haus~~,⁷ (*summa*), xxxviiij ti. vj s. x d.

Item, to William Fandik, Ducheman, ~~Makar of Irne Gunnis~~, fra his entere to Wirk in pe CASTELL, quhilk wes pe xxvij day of August lastbypast, to pe xxj day of December (1541) inclusive, quhilk tyme he deceffit, havand vlkie xviiij s., *summa*, xv ti. vj s.

¹ The same charges sent to the Sheriffs of Linlithgow, Peebles, and Selkirk, &c. to the CALTON-HILL, probably at the place where Nelson's monument now stands. Master-Gunner. ⁵ Ram-rods.

² It is believed this refers to the CALTON-HILL, probably at the place where Nelson's monument now stands. ³ Proved.

⁴ The Master-Gunner. ⁶ Rusted. ⁷ See Jul. 14, 1542 of these Extracts, &c. The other entries referring to this important building were merely payments to account; but they possess no interest otherwise than as viewed in connexion with a work of national utility.



Pitcairn, Robert,

Ancient criminal trials in Scotland compiled from the original records and
mss., with historical illustrations

Bd.: 1,1

Edinburgh 1833

4 Crim. 123 t-1,1

urn:nbn:de:bvb:12-bsb10348843-1